

**TOWN OF CUMBERLAND  
MEETING OF THE TOWN COUNCIL  
June 2, 2003**

**CALL TO ORDER – 7:00 p.m.**

Meeting of the Town Council - Cumberland Town Council Chambers

**I. APPROVAL OF MINUTES**

- a. May 12, 2003
- b. May 20, 2003

**II. MANAGER'S REPORT**

**III. PUBLIC DISCUSSION**

**IV. LEGISLATION AND POLICY**

**03 – 051.** To hold **Public Hearing** to adopt the Fiscal Year 2003/04 Municipal Budget.

**03 – 052.** To authorize certain improvements to the Stone Wharf Pier.

**03 – 053.** To set a date to review Section 8, Street Design and Construction Standards, of the Cumberland Subdivision Ordinance, re: road acceptance policies.

**03 – 054.** To refer to the Planning Board a request for review of the Shore Land Review Ordinance re: the Chebeague Island Wave Break.

**03 – 055.** To authorize the Town Manager to execute a municipal Treasurer's Certificate to RWS for the issuance of revenue bonds.

**V. CORRESPONDENCE**

**VI. NEW BUSINESS**

**VII. EXECUTIVE SESSION** re: abatement and property acquisition

**VIII. ADJOURN**

**MEMBERS OF THE TOWN COUNCIL**

Jeffrey Porter, Chairman	829-4129	Donna Damon	846-5141
Mark Kuntz	829-6482	Harland Storey	829-3939
Michael Savasuk	781-3061	William Stiles	829-6679
Stephen Moriarty	829-5096	web: <a href="http://www.cumberlandmaine.com">www.cumberlandmaine.com</a>	

# MOTIONS

- 03 – 051.** I move to adopt the Fiscal Year 2003/2004 Municipal Budget in the amount of \$6,365,977, and to set a mil rate of \$18.026.
- 03 – 052.** I move to authorize the following improvements to the Stone Wharf Pier:
- 03 – 053.** I move to set the date of \_\_\_\_\_ to review Section 8, Street Design and Construction Standards, of the Cumberland Subdivision Ordinance as it relates to road acceptance policies.
- 03 – 054.** I move to refer to the Planning Board a request for review of the Shore Land Review Ordinance as it relates to the Chebeague Island Wave Break.
- 03 – 055.** I move to authorize the Town Manager to execute a Treasurer's Certificate, as requested by Regional Waste Systems, Inc., for the issuance of \$6,765,000 in revenue bonds.



**TOWN OF CUMBERLAND  
MEETING OF THE TOWN COUNCIL  
MINUTES OF THE MEETING  
MAY 12, 2003**

**I. WORKSHOP – 6:00 PM**

Town Council Budget Advisory Meeting

Present: Vice Chairman Moriarty, Councilors Stiles, Kuntz, Storey, Damon & Savasuk.  
Absent: Chairman Porter.

**CALL TO ORDER**

Vice Chairman Stephen Moriarty called the meeting to order in the Town Council Chambers at 7:15 pm.

**II. APPROVAL OF MINUTES**

April 28, 2003

Councilor Stiles moved to accept the minutes as written.

Seconded by Councilor Kuntz.

VOTE: UNANIMOUS (6)

**III. MANAGER'S REPORT**

Manager Shane stated that because of the high oil prices, he has asked Public Works Director Adam Ogden to negotiate with the existing paving contractor, resulting in a savings of about \$15,000. COG bids were opened the previous week.

He is still awaiting word from the Army Corps of Engineers in reference to the dredging samples at the Stone Pier. DEP permits are in and are in force.

Val Halla is in good shape, but because of the weather, attendance has been low. Memberships are down.

The three Chebeague Island floats are in the water. A fourth float will be going in and floats 3 & 4 will be taken out in mid October.

MDOT will not appeal the \$900,000 decision on the Blanchard lot parking lot.

Councilor Moriarty stated that he had received a letter from the Town Attorney and no work had been received from the plaintiff. The lot had been taken for \$600,000 in 1999. The Claims Commission had determined that the value was in fact \$900,000. An amended decision was received from the Claims Commission because they failed to figure in interest in their first award. Interest was calculated at \$83,500, bringing the total to \$985,500. The Town's share is 20%, or \$200,000. The Town has already paid \$120,000, bringing their share owed to \$80,000.

**IV. PUBLIC DISCUSSION**

None

**V. LEGISLATION & POLICY**

03-044. To authorize the Town Manager to execute and replace a deed to the Morrison Hill Gospel Church as approved in 1981, which deed was either lost or misplaced.

Councilor Kuntz asked to recuse himself from this agenda item, as he has family involved with this issue.

Councilor Stiles moved to recuse Councilor Kuntz from agenda item 03-044.  
Seconded by Councilor Storey.  
VOTE: UNANIMOUS (5)

Mr. Shane stated that the Town had given the land to the Copp family in exchange for moving the building. It is about ½ acre parcel. Across the street from the parcel is a church that was using the land for a parking lot and also a well. Without the parcel across the street, the church would have no water. In the original deed, it was stated that should the church be sold, the ½ acre parcel would revert back to the Town.

Councilor Storey stated that the building was formerly a Grange Hall owned by the Town of Cumberland. Clayton Copp offered to move the building to its current location behind the West Cumberland Fire Station, in exchange for having the land. A "gentleman's agreement" was made between the Town and Mr. Copp and a deed was not filed. Mr. Copp's intention was to give the land to the Morrison Hill Gospel Church.

Councilor Moriarty inquired if a deed had ever been recorded. If no deed was ever recorded, where did the language come from?

Manager Shane stated that a deed had never been recorded and the language had been in the original council minutes. The original minutes stated that if the property were to be sold, the land would revert back to the Town of Cumberland.

Councilor Stiles moved to authorize the Town Manager to execute and replace a Quitclaim deed to the Morrison Hill Gospel Church, as approved in 1981, which deed was either lost or misplaced?

Councilor Storey seconded.  
VOTE: UNANIMOUS (5)

Councilor Damon moved to amend the Quitclaim deed between Morrison Hill Gospel Church and the Town of Cumberland to strike the words "if and when the premises cease to be used for those purposes by the said church, the premises are to revert to the Town of Cumberland.

Councilor Storey seconded.  
VOTE: UNANIMOUS (5)

Councilor Kuntz rejoined the council.

- 03-045.** Resolution to amend the Cumberland Housing Authority By-Laws to expand the number of commissioners from six to seven.

Councilor Stiles moved to increase from six to seven the number of Commissioners appointed to the Cumberland Housing Authority to the Town of Cumberland Housing Authority, as Stipulated in Article II, Section 1, of the By-Laws of the Town of Cumberland Housing Authority.

Seconded by Councilor Kuntz.  
VOTE: UNANIMOUS (6)

- 03-046.** To consider and act on a swimming pool license for Chebeague Recreation Center, Inc.

Manager Shane recommended approving the swimming pool license, pending approval by the Town Health Officer.



Councilor Damon moved to approve the swimming pool license for Chebeague Recreation Center, Inc. pending approval by the Cumberland Health Officer.

Seconded by Councilor Stiles.  
VOTE: UNANIMOUS (6)

**03-047.** To set date to adopt Town of Cumberland FY 2003/03 Municipal Budget.

Councilor Moriarty recommended tabling this item until 04-048 and 03-049 have been voted on.

**03-048.** To set date for the second Town Council meeting in May.

Manager Shane stated that the regular meeting would be May 26, 2003, which is Memorial Day. May 27, 2003 is the Planning Board meeting.

Councilor Moriarty stated that the regular meetings would be scheduled for June 9 and June 16, 2003, but Election Day is June 10, 2003. He suggested meeting June 2, 2003 and June 16, 2003.

Councilor Kuntz moved to cancel the second Town Council meeting in May.

Seconded by Councilor Savasuk.  
VOTE: UNANIMOUS (6)

**03-049.** To set date for the first Town Council meeting in June.

Councilor Kuntz moved to set a date of June 2, 2003 for the first Council meeting in June.

Seconded by Councilor

**03-047.** To set date to adopt Town of Cumberland FY 2003/04 Municipal Budget.

Councilor Kuntz moved to set a date of June 2, 2003 to adopt Town of Cumberland FY 2003/04 Municipal Budget.

Seconded by Councilor Savasuk.

VOTE: UNANIMOUS (6)

## **VI. CORRESPONDENCE**

Councilor Damon:

Ted Curtis having interns assist with the shellfish survey  
Town Council agendas not posted on website  
Jordan Farms project

Councilor Moriarty:

Manager Shane's memo regarding neighborhood meeting of Greely Road Ext

## **VII. NEW BUSINESS**

Councilor Storey:

Sally Merrill farm site walk

Councilor Kuntz moved to adjourn to Executive Session at 8:05 pm.

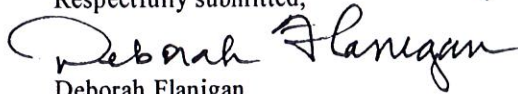
Seconded by Councilor Damon.

VOTE: UNANIMOUS (6)

**VIII. EXECUTIVE SESSION:** re land acquisition

Executive Session was adjourned at 8:10 pm.

Respectfully submitted,

  
Deborah Flanigan  
Dep Town Clerk

**M I N U T E S**  
**TOWN OF CUMBERLAND**  
**MEETING OF THE TOWN COUNCIL**  
**May 20, 2003**

**DRAFT**

**CALL TO ORDER – 7:00 p.m.**

Special Budget Meeting of the Town Council - Cumberland Town Council Chambers

PRESENT: Chairman Porter, Councilors Stiles, Savasuk, Damon, Storey, Kuntz, and Moriarty.

- I. APPROVAL OF MINUTES**
- II. MANAGER'S REPORT**
- III. PUBLIC DISCUSSION**
- IV. LEGISLATION AND POLICY**

**03 – 050.** To hold **Public Hearing** on the Fiscal Year 2003/04 Municipal Budget.

Chairman Porter opened the meeting and turned it over to Budget Chairman, William Stiles. Councilor Stiles offered some brief introductory remarks, stressing “we continue to search ways to reduce costs.” By way of summary, he explained the budget increase is projected to be 23.6 cents, of which only “two cents is related to town-controlled costs.”

Councilor Stiles then delivered a PowerPoint presentation highlighting the following information: The municipal budget stands at \$6,365,977, an increase of \$252,469. When reduced by new revenues of \$56,627, the net budget increase is 3.2%. The lions share, 21.7 cents of the 23.6 cents increase, is attributable to non-discretionary expenditures. These non-discretionary expenses include Regional Waste Systems (9 cents), Health & Liability Insurances (8 cents), and Cumberland County (4.7 cents). The town's percentage of the overall mil rate has decreased substantially from a high of 31% in 1993 to just 19% in the current fiscal year. Councilor Stiles articulated the annual tax increase to homes assessed at \$150,000, \$250,000 and \$350,000 as \$134, \$220 and \$307 respectively.

Chairman Porter and several fellow councilors thanked Manager Shane for his efforts in preparing this budget; his first as Manager. Councilor Stiles expressed the Manager “has done a very good job with keeping the town's overall spending in tight control.” Chairman Porter expressed his thanks to the attending department heads, saying “we fully realize we clamped down this year. We appreciate you making it work.”

No comments were received from the public.



**V. CORRESPONDENCE**

**VI. NEW BUSINESS**

**VII. EXECUTIVE SESSION**

**VIII. ADJOURN**

Motion by Councilor Kuntz to adjourn at 7:20 p.m.;

Seconded by Councilor Moriarty.

VOTE: UNANIMOUS 7-0

Respectfully submitted,

Nadeen Daniels, CMC  
Town Clerk

Motion by Councilor Moriarty to deny <sup>the</sup> an abatement request, made pursuant to 36 MRSA subsection 841(2), for the tax year 2003.

Councilor Savasuk seconded. Vote: 6 in favor  
0 opposed  
1 abstention (Damon)

Motion language: I move that we suspend the rules of the Council to consider and act upon an item that was not included on the agenda, said item concerning the authorization of a land use enforcement action.

BS 2<sup>nd</sup> HS vote: 7

**ORDER AUTHORIZING LAND USE ENFORCEMENT ACTION  
RE: PROPERTY OWNED BY IAN BROWN, CHEBEAGUE ISLAND**

**ORDERED**, that the Code Enforcement Officer and the Town Attorney are hereby authorized to undertake a land use enforcement action pursuant to 30-A M.R.S.A. § 4452 and any related activity necessary to effectuate the cleanup of the property owned by Ian Brown and located on Chebeague Island.

✓ mv. SM 2<sup>nd</sup> BS

vote: 7

SM - land use CmF Act?  
Sh - Town Attorney file  
action

DD - other places on Cheb.  
Concerns. Town att  
involved. All people w/conc  
addressed.

DRAFT

**TOWN OF CUMBERLAND  
MEETING OF THE TOWN COUNCIL  
MINUTES OF THE MEETING  
JUNE 2, 2003**

Present: Chairman Porter, Vice Chairman Moriarty, Councilors Stiles, Kuntz, Storey, and Damon & Savasuk.

**I. CALL TO ORDER**

Chairman Porter called the meeting to order in the Town Council Chambers at 7:04 pm.

**I. APPROVAL OF MINUTES**

May 12, 2003:

Councilor Stiles stated that a mistake had been made in the May 12, 2003 minutes, Item 03-044 paragraph 3 read "Mr. Shane stated that the Town had given the building to the Copp family in exchange for the land that the building sat on." The corrected sentence should be "Mr. Shane stated that the Town had given the land to the Copp family in exchange for moving the building."

Councilor Damon stated that under Manager's Report that it should state that a fourth float will be going in and floats 3 & 4 will be taken out in mid-October.

Councilor Moriarty moved to approve the minutes of May 12, 2003 as previously corrected.

Council Stiles seconded.

VOTE: 6 IN FAVOR

1 ABSTAIN (Porter)

Councilor Stiles moved to accept the minutes of May 20, 2003 as written.

Seconded by Councilor Kuntz

VOTE: UNANIMOUS (7)

**II. MANAGER'S REPORT**

Manager Shane stated that under Legislation & Policy, Item 03-51, the motion should read, "I move to adopt the Fiscal Year 2003-04 Municipal Budget in the amount of \$6,365,977."

**III. PUBLIC DISCUSSION**

None

**IV. LEGISLATION & POLICY**

**03-51.** To hold Public Hearing to adopt the Fiscal Year 2003/04 Municipal Budget.

Councilor Stiles presented an overview of the 2003/04 Municipal Budget, with Manager Shane assisting with PowerPoint slides. In 1993 the mil rate percentage of the municipal budget was 31%, the current budget proposal is in the 19% area. The impact to the mil rate is going to be 17.15 cents.

Councilor Damon inquired as to what Government Services included.

Councilor Stiles stated that Government Services included the Town Manager's office, Town Clerk's office, front office, Assessor, most of the town staff.



Councilor Stiles moved to adopt the Fiscal Year 2003/04 Municipal Budget in the amount of \$6,365,977.  
Seconded by Councilor Savasuk.  
VOTE: UNANIMOUS (7)

Councilor Stiles moved to make an amendment to the 2003/2004 Municipal Budget, that in keeping the commitment to regionalization, that a new policy be implemented directed to the Town Manager, that all major capital purchases be scrutinized to the extent that, if and when possible, a regional purchase or sharing of equipment can be implemented. The purchase will save the taxpayers of each community, while not decreasing the level of the present services.

Seconded by Councilor Moriarty.  
VOTE: UNANIMOUS (7)

**03-052.** To authorize certain improvements to the Stone Wharf Pier.

Councilor Moriarty stated that two years ago the Town Council voted to appoint Stone Pier Committee. Steve Durrell from Prock Marine assisted in identifying areas that needed attention on the wharf and offer solutions. On August 26, 2002 the Town Council voted to proceed with various, specific items of repair and structural improvement to the Stone Pier, totaling approximately \$123,000. Also voted was maintenance dredging to the CTC berthing area. The area was last dredged in 1994. At the Town Council meeting in August 2002, the Council did not vote a specific amount of money for a dredging project. The combined total for dredging will be \$75,620.

Also proposed is a new wave break to extend from the north end of the stone pier out into the water to protect the CTC berthing area and to allow for more tie-up float, and a new float for the CTC. Total cost of all projects will be \$603,000.

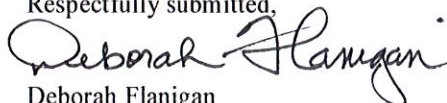
Manager Shane presented a slide presentation of the Stone Wharf improvement projects. The funding sources will be a Sunset Landing Bond maturation, mooring fees identified in Committee Report, mooring fees in the Harbormaster jurisdiction, totaling approximately \$47,000.

The timetable for work will start in July 2003, with a preconstruction meeting and end in approximately April 2004 with installation of floats and ramps at the Wave Break.

Councilor Moriarty moved to authorize improvements to the Stone Wharf Pier as set forth in the Prock Marine cost proposal, which is undated, but reviewed by the Stone Pier Committee on May 29, 2003, specifically Items 1-16, and Items A & B, for a total project cost of \$602,640.

Seconded by Councilor Damon.  
VOTE: UNANIMOUS (7)

Respectfully submitted,



Deborah Flanigan  
Deputy Town Clerk



# **Stone Wharf Presentation**

## **1. Councilor Steve Moriarty to Introduce Project and Re-Cap events**

- a. Where we started**
- b. Council approval to all but Wave Break**
- c. Delay in Sediment Analysis at Army Corp**
- d. Re-testing of Sediment this Spring**
- e. Positive Approval of Sediment and Dredging Plan**
- f. Quality Review by Stone Wharf Users – Experienced Seaman**
- g. Final Approval of Committee May 28<sup>th</sup>**

## **2. Introduction of Project Staff**

- a. Adam Ogden , Director of Public Works**
- b. Steve Durell Prock Marine Company**
- c. Bill Shane, Town Manager**

## **3. Project Overview- Slide Presentation- Bill Shane**

- a. Location**
- b. Budget**
- c. Timetable**
- d. Summary**

## **4. Questions & Answers**



# Stone Wharf Committee Final Recommendations

## Members

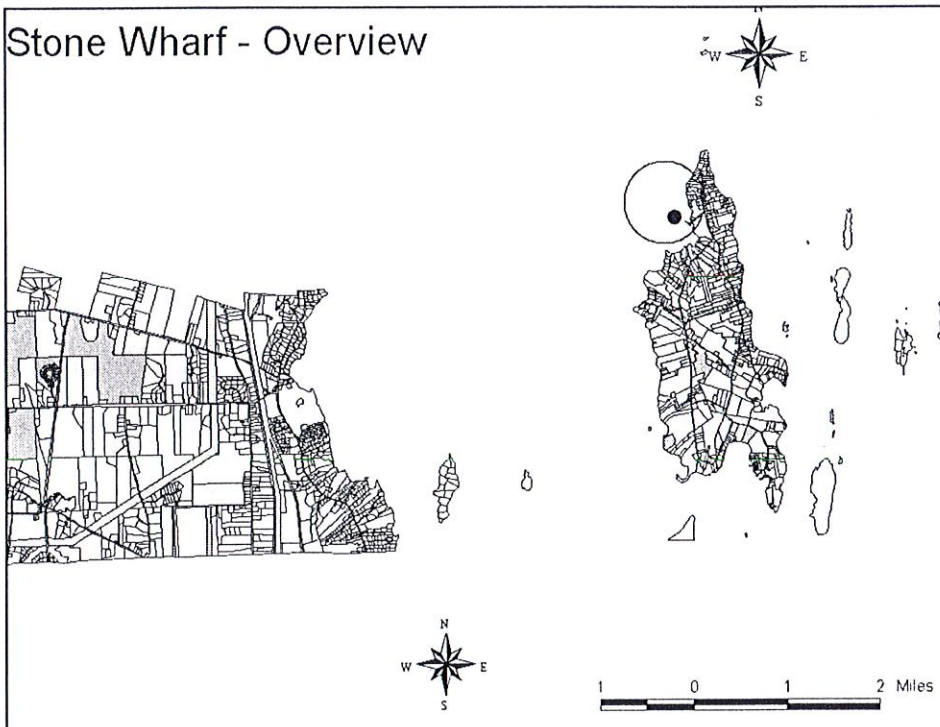
Samuel Ballard  
Peter Bingham  
Ernest Burgess  
Milton Calder  
Donna Damon  
Martha Hamilton  
Winthrop Houghton  
Robert Libby  
Allen Maloney  
Stephen Moriarty  
Michael Porter  
Malcolm Rice  
Peter Rice  
Tad Runge  
Linden Smith  
David Stevens

June 2, 2003

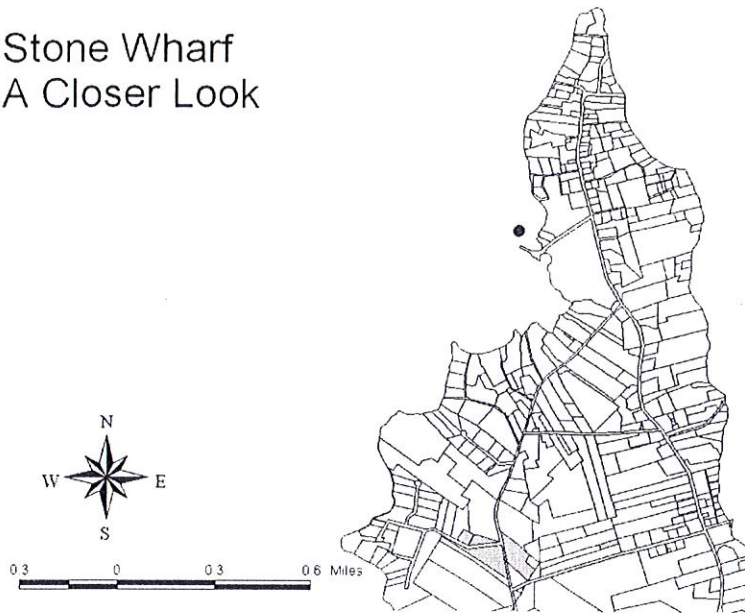
Town Council Chambers

Town Hall

## Stone Wharf - Overview



## Stone Wharf A Closer Look



Prock Marine Cost Proposal Item	8/2002	5/2003	Recommendation
1 Remove & Replace Ramp Platform new 4' wide aluminum ramp	\$29,380	\$21,900 \$7,480	\$21,900 \$7,480
2 Repair of Collapsed Wall- Kendall Side	\$7,700	\$7,200	\$7,200
3 Repair of North Concrete Wall by Boat Ramp	\$14,100	\$14,300	\$14,300
4 New Fender System- CTC	\$44,800	\$44,800	\$44,800
5 Grouting of Pier Wall	\$38,400	\$39,000	\$39,000
6 Dredging	\$74,720	\$73,220	\$73,220
Disposal Inspection		\$2,400	\$2,400
10 Mobilization & Demobilization	\$22,150	\$18,000	\$18,000
14 Contingency	\$17,930	\$30,000	\$30,000
15 Wind & Wave Study	\$5,400	\$5,400	\$5,400
16 Concrete Float Option- Add-on	\$18,860	\$0	\$0
Approved By Council Previous Meeting	\$273,440	\$263,700	\$263,700

Wave Break & Additional Items from Visits by Town Staff & Prock Marine

7 Fender piles, east side of Stone Pier with 2 ladders	\$0	\$18,800	\$18,800
8 Pier Extension, float system, wave break	\$226,560	\$263,500	\$263,500
9 New Fender System northwest side	\$0	\$41,400	\$4,000
New 10' x 25' Timber Float		\$11,750	\$0
11 New Float at CTC Landing	\$0	\$17,900	\$17,900
12 PE Stamp	\$0	\$5,000	\$5,000
13 Bonds	\$0	\$7,740	\$7,740
A Permitting, Sampling, and Submission Costs	\$0	\$19,000	\$19,000
B Gravel & Pavement	\$0	\$3,000	\$3,000
Total Additional Project Costs	\$226,560	\$388,090	\$338,940

Total Costs

Maintenance Items - Previously Approved	\$263,700
Wave Break and Pier Extension	\$263,500
Additional Maintenance Items	\$40,700
Town & Project Administration Costs	\$34,740

Total Costs	\$602,640
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Project Funding Sources

Sunset Landing Bond Maturation	\$31,000
Mooring Fees in Identified in Committee Report	\$12,000
Mooring Fees- Harbormaster Jurisdiction *	\$4,000
* after Salary Contribution	\$47,000

Annual Bond Payments	\$44,000
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## Time Table for Work

- Preconstruction Meeting – July 2003
- Mobilization - August 2003
- Work on Wave Break and Pier Repairs  
August – October 2003
- Dredging Operation- Nov-Dec 2003
- Float Construction for Wave break Area  
January – April 2004
- Install Floats & Ramps at Wave Break  
April 2004

## Summary

- Total Project \$603,000
- Funding- No Impact to 2003-2004 budget  
Projected funded through User fees and  
expiration of an Existing Bond
- Protection to our Municipal Infrastructure By  
providing protection to the Wharf and the Ferry  
which are the primary connection to the  
Mainland and Emergency Services







# TOWN OF CUMBERLAND, MAINE

290 Tuttle Road

Cumberland Center, Maine 04021-9321

Telephone (207) 829-5559 • Fax (207) 829-2214

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May 23, 2003

**Dear Citizens of the Town of Cumberland:**

The Town Council held its annual Public Hearing on the Municipal Budget on Tuesday evening May 20, 2003. To give every citizen an opportunity for input, we will be holding a final Public Hearing and adopting the 2003-2004 Budget on Monday, June 2, 2003 at 7:00 PM at the Town Council Chambers at Town Hall, 290 Tuttle Road.

We believe the proposed budget reflects only necessary increases to maintain the level of services you've come to expect from our Town Departments, but we are mindful of the impact that any increase has on all of our residents.

Please review the enclosed documents and feel free to contact any of the Councilors listed below. We thank you for your input to date and offer you one last opportunity to share ideas or concerns with your elected officials prior to our vote on this year's budget.

On behalf of the Town Council, we hope to see you on June 2, 2003 and thank you for your continued support.

Sincerely,



Jeffrey W. Porter, Chairman  
Cumberland Town Council

## MEMBERS OF THE TOWN COUNCIL

Jeffrey Porter, Chairman 829-4129  
Mark Kuntz 829-6482  
Michael Savasuk 781-3061  
Stephen Moriarty 829-5096

Donna Damon 846-5141  
Harland Storey 829-3939  
William Stiles 829-6679  
web: [www.cumberlandmaine.com](http://www.cumberlandmaine.com)

TOWN OF CUMBERLAND  
PROPOSED FY2003 –2004 BUDGET

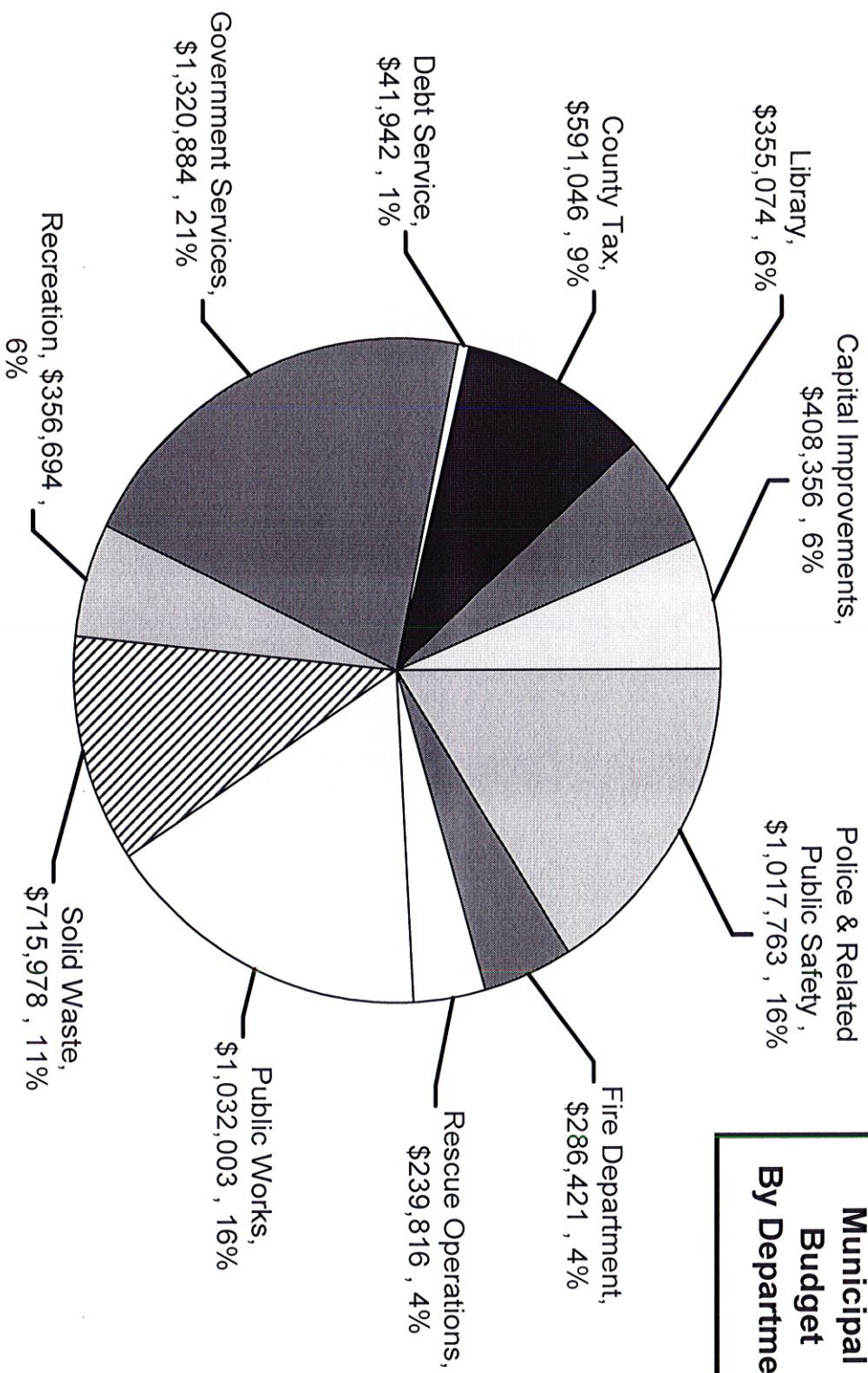
The Cumberland Town Council will conduct a Public Hearing of the Proposed FY2003-2004 Municipal Budget at 7:00 p.m. Tuesday, May 20<sup>th</sup> at the Cumberland Town Hall. The budget is scheduled to be adopted on Monday, June 2, 2003 at 7:00 p.m. at the Cumberland Town Hall.

DEPARTMENT	FY2003 –2004 BUDGET \$
ADMIN/COUNCIL	346,276.00
ASSESSOR	115,624.00
TREAS/TX COLL	284,670.00
ENGINEER	15,000.00
LEGAL SERVICES	62,720.00
POLICE DEPT.	916,956.00
FIRE DEPT	286,421.00
RESCUE SERVICES	239,816.00
CODE ENFORCEMENT	95,723.00
CIV EMERG PREP	808.00
PUBLIC WORKS	1,032,003.00
WASTE DISPOSAL	715,978.00
RECREATION	356,694.00
PRINCE MEM LIBRARY	317,834.00
CHEB ISL LIBRARY	37,240.00
UNEMP. COMP. FUND	2,000.00
W CUMB REC BUILDING	9,960.00
BD OF REGISTRATION	1,766.00
ELECTIONS	9,341.00
BOARD OF APPEALS	2,499.00
PLANNING BOARD	66,765.00
COMMUNICATIONS COMM	55,021.00
CONSERVATION COMM	1,000.00
HARBOR/SHELLFISH	32,420.00
GENERAL ASSIST	16,971.00
HEALTH SERVICES	6,941.00
DEBT SERVICE	41,942.00
CEMETERY ASSOC	5,880.00
INSURANCE	142,817.00
INSECT CONTROL/TREE PLANT	2,000.00
PUBLIC EVENTS	490.00
FIRE HYDRANT CHARGES	47,000.00
STREET LIGHTING	38,000.00
CONTINGENT	35,000.00
ABATEMENTS	10,000.00
COUNTY TAX	591,046.00
CAPITAL IMPROVEMENTS	408,356.00
CANINE CONTROL	14,999.00
TOTAL	6,365,977.00

The FY2003– 2004 Proposed Municipal Budget stands at 6,365,977 which represents an increase of 252,469 or 4.13% over the previous budget. When reduced by new revenue of 56,627, the net budget increase is 3.2%. The tax impact of the proposed budget is 23.6 cents per 1,000. Of the 23.6 cents, 4.7 cents is attributable to the increase in the Cumberland County tax, 9 cents increase in Regional Waste Systems Assessment, and 8 cents increase in Insurance costs. **21.7** cents of the total **23.6** cents is attributable to costs outside of the Town's control.

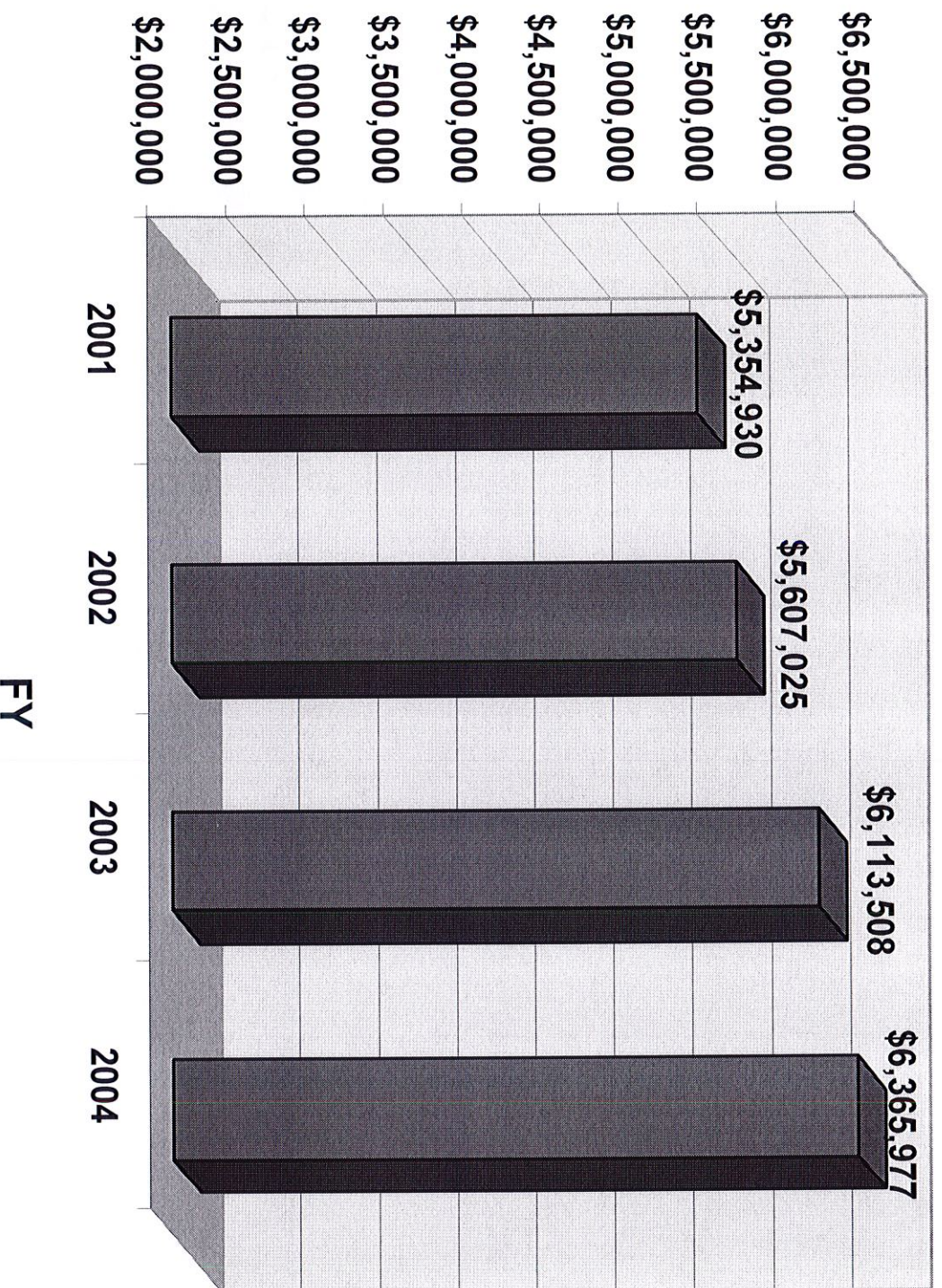


**2003-2004  
Municipal  
Budget  
By Department**



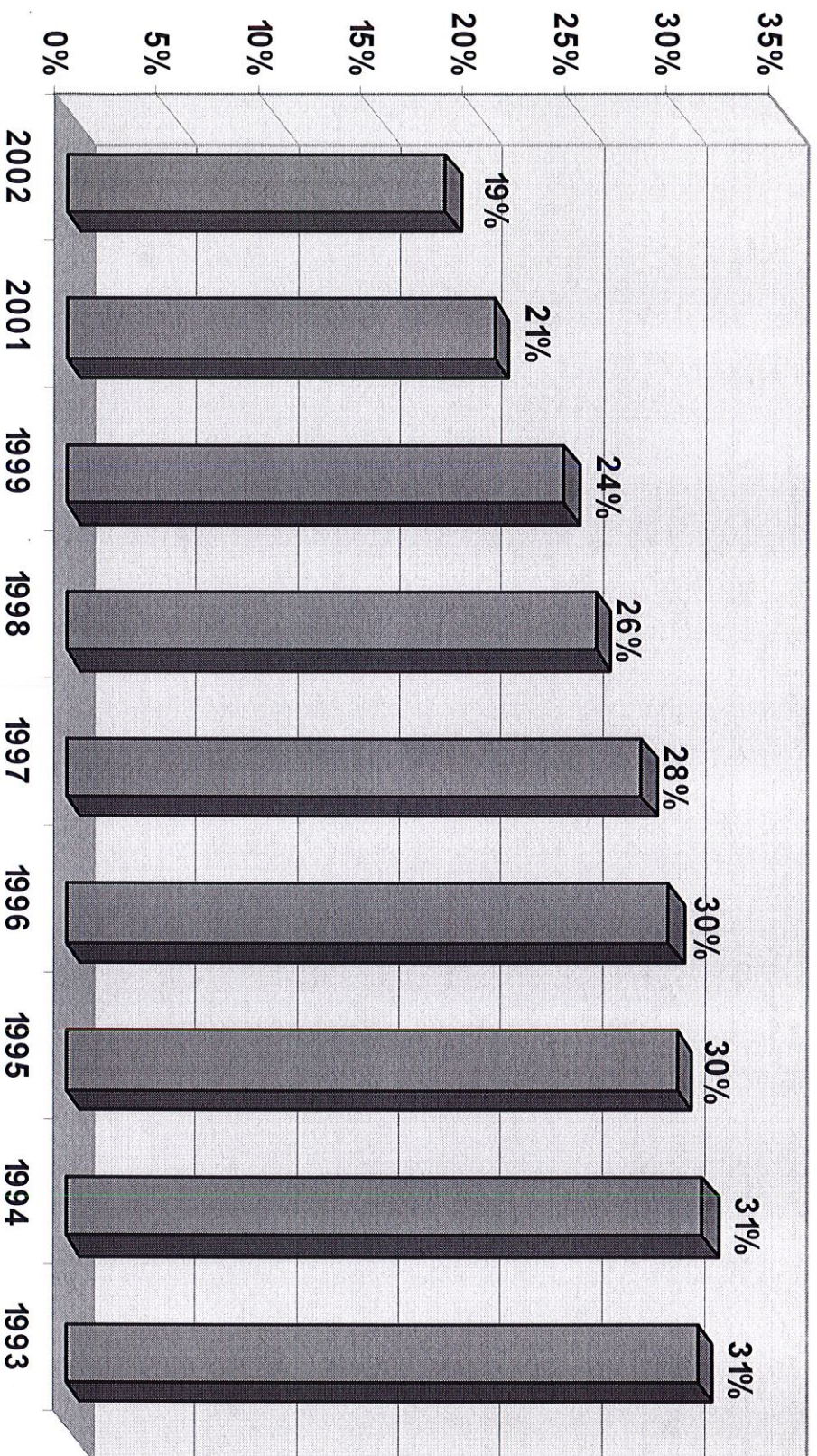


# Annual Municipal Budget





## Municipal Budget Impact as a Percent of Mil Rate

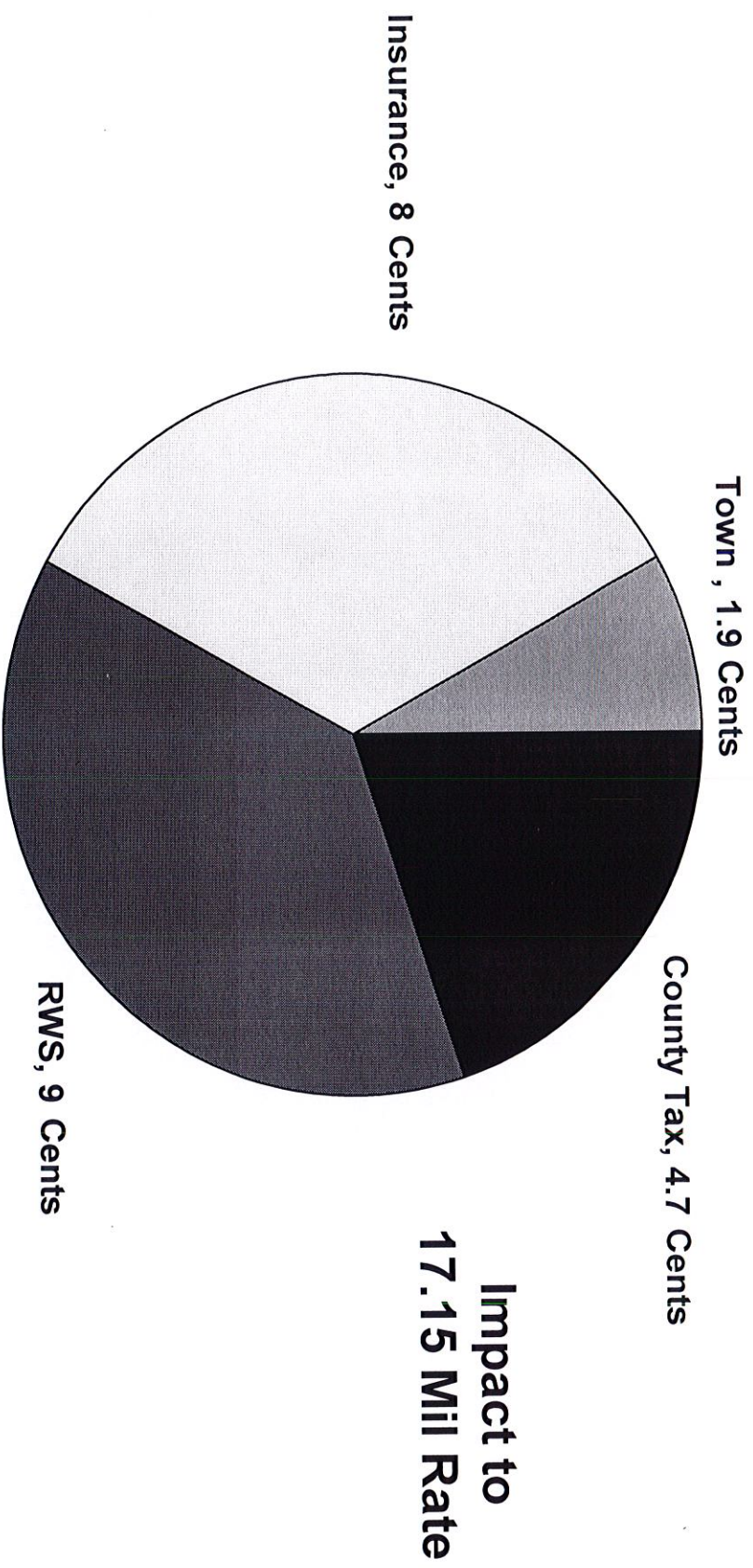


1993 Population 6,030  
 2003 Population 7,159  
 Percentage Increase 19%

**FY**



# 2003-2004 Budget Increases



<b>Previous Budget 2002-2003</b>	<b>\$ 6,113,508</b>
<b>Municipal Budget 2004</b>	<b>\$ 6,365,977</b>
<b>Increase of</b>	<b>\$ 252,469 (4.13%)</b>

## Non Discretionary Spending Increases

County Tax	\$ 38,826	Total Increases	\$252,469
RWS	\$ 73,600	Non Discretionary	<u>\$178,262</u>
Health Insurance	\$ 45,478		<b>\$ 74,207</b>
Liability- Worker's Comp	<u>\$ 20,358</u>	Pay Increases 2%	<u>\$ 54,000</u>
Total Non Discretionary	\$178,262	Non Salary	<b>\$ 20,207</b>
		or	<b>00.33 %</b>

Mil Rate 2002-2004	\$17.150
Town Increases	\$00.236
School	<u>\$00.640</u>
<b>New Mill Rate</b>	<b>\$18.026 or 4.9 %</b>

# Impact on My Taxes

Projected Mil Rate:

Mil Rate 2002-2003

\$ 17.1500

Total Increase

\$ 00.8760

Projected Mil Rate 2003-2004

\$ 18.0260

Home Valued at \$150,000

\$2,704

\$134 4.96%

\$250,000

\$4,507

\$220

\$350,000

\$6,309

\$307



TOWN OF CUMBERLAND  
PROPOSED FY2003 -2004 BUDGET

The Cumberland Town Council will conduct a Public Hearing of the Proposed FY2003-2004 Municipal Budget at 7:00 p.m. Tuesday, May 20<sup>th</sup> at the Cumberland Town Hall. The budget is scheduled to be adopted on Monday, June 2, 2003 at 7:00 p.m. at the Cumberland Town Hall.

DEPARTMENT	FY2003 -2004 BUDGET \$
ADMIN/COUNCIL	346,276.00
ASSESSOR	115,624.00
TREAS/TX COLL	284,670.00
ENGINEER	15,000.00
LEGAL SERVICES	62,720.00
POLICE DEPT.	916,956.00
FIRE DEPT	286,421.00
RESCUE SERVICES	239,816.00
CODE ENFORCEMENT	95,723.00
CIV EMERG PREP	808.00
PUBLIC WORKS	1,032,003.00
WASTE DISPOSAL	715,978.00
RECREATION	356,694.00
PRINCE MEM LIBRARY	317,834.00
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W CUMB REC BUILDING	9,960.00
BD OF REGISTRATION	1,766.00
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BOARD OF APPEALS	2,499.00
PLANNING BOARD	66,765.00
COMMUNICATIONS COMM	55,021.00
CONSERVATION COMM	1,000.00
HARBOR/SHELLFISH	32,420.00
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DEBT SERVICE	41,942.00
CEMETERY ASSOC	5,880.00
INSURANCE	142,817.00
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TOTAL	6,365,977.00

The FY2003- 2004 Proposed Municipal Budget stands at 6,365,977 which represents an increase of 252,469 or 4.13% over the previous budget. When reduced by new revenue of 56,627, the net budget increase is 3.2%. The tax impact of the proposed budget is 23.6 cents per 1,000. Of the 23.6 cents, 4.7 cents is attributable to the increase in the Cumberland County tax, 9 cents increase in Regional Waste Systems Assessment, and 8 cents increase in Insurance costs. 21.7 cents of the total 23.6 cents is attributable to costs outside of the Town's control.

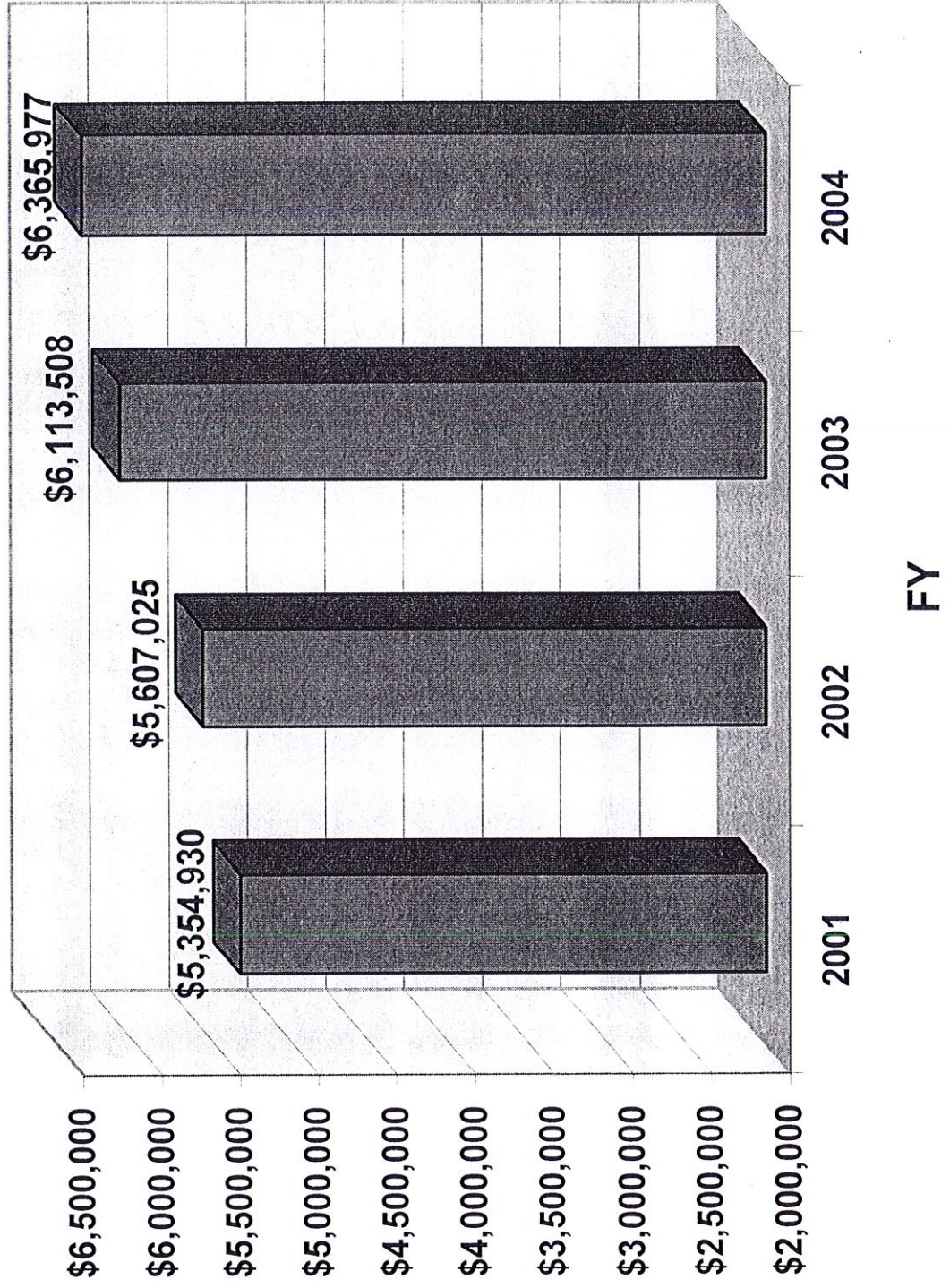


Account Number	Description	Actual 2001	Actual 2002	% Change	Budget 2003	% Change	Proposed 2004	Change + / ( - )	% Change
1300	Administration & Council	\$340,092	\$320,946	-5.63%	\$331,554	3.31%	\$346,276	\$14,722	4.44%
1400	Assessor	\$88,482	\$88,750	0.30%	\$97,459	9.81%	\$115,624	\$18,165	18.64%
1500	Treasurer / Tax Collector	\$222,330	\$241,054	8.42%	\$235,007	-2.51%	\$284,670	\$49,663	21.13%
1800	Engineer/ Admin.	\$29,206	\$30,000	2.72%	\$32,340	7.80%	\$15,000	(\$17,340)	-53.62%
1900	Legal Services	\$74,563	\$70,618	-5.29%	\$62,720	-11.18%	\$62,720	\$0	0.00%
2100	Police Department	\$774,016	\$838,682	8.35%	\$886,811	5.74%	\$916,956	\$30,145	3.40%
2200	Fire Department	\$241,938	\$268,307	10.90%	\$276,433	3.03%	\$286,421	\$9,988	3.61%
2300	Rescue Department	\$179,311	\$209,956	17.09%	\$237,948	13.33%	\$239,816	\$1,868	0.79%
2400	Code Enforcement	\$74,852	\$81,132	8.39%	\$89,730	10.60%	\$95,723	\$5,993	6.68%
2600	Civil Emergency Preparedness	\$774	\$822	6.20%	\$808	-1.70%	\$808	\$0	0.00%
3100	Public Works	\$906,022	\$927,037	2.32%	\$970,872	4.73%	\$1,032,003	\$61,131	6.30%
3200	Solid Waste	\$566,702	\$601,346	6.11%	\$636,620	5.87%	\$715,978	\$79,358	12.47%
4100	Recreation	\$347,499	\$364,188	4.80%	\$348,909	-4.20%	\$356,694	\$7,785	2.23%
4500	Prince Memorial Library	\$285,882	\$290,832	1.73%	\$297,325	2.23%	\$317,834	\$20,509	6.90%
4600	Chebeague Island Library	\$36,000	\$37,000	2.78%	\$37,240	0.65%	\$37,240	\$0	0.00%
4700	Unemployment Comp Fund	\$2,000	\$2,000	0.00%	\$1,960	-2.00%	\$2,000	\$40	2.04%
4800	West Cumberland Rec Building	\$8,646	\$6,469	-25.18%	\$10,160	57.06%	\$9,960	(\$200)	-1.97%
5100	Board of Registration	\$2,327	\$1,061	-54.40%	\$1,757	65.60%	\$1,766	\$9	0.51%
5200	Elections	\$6,207	\$6,791	9.41%	\$6,766	-0.37%	\$9,341	\$2,575	38.06%
5300	Board of Appeals	\$1,903	\$2,143	12.61%	\$2,499	16.61%	\$2,499	\$0	0.00%
5400	Planning Board	\$66,217	\$75,983	14.75%	\$77,096	1.46%	\$66,765	(\$10,331)	-13.40%
5500	Communications Committee	\$73,135	\$30,856	-57.81%	\$57,644	86.82%	\$55,021	(\$2,623)	-4.55%
5600	Conservation Commission	\$1,958	\$630	-67.82%	\$1,960	211.11%	\$1,000	(\$960)	-48.98%
5700	Harbor Master/ Shellfish Warden	\$27,456	\$28,148	2.52%	\$28,799	2.31%	\$32,420	\$3,621	12.57%
5800	General Assistance	\$13,675	\$14,463	5.76%	\$16,971	17.34%	\$16,971	\$0	0.00%
5900	Health Services	\$4,729	\$4,358	-7.85%	\$6,941	59.27%	\$6,941	\$0	0.00%
6100	Debt Service	\$48,619	\$46,415	-4.53%	\$44,191	-4.79%	\$41,942	(\$2,249)	-5.09%
6200	Cemetery Association	\$5,800	\$5,973	2.98%	\$5,880	-1.56%	\$5,880	\$0	0.00%
7500	Insurance	\$88,848	\$105,319	18.54%	\$122,459	16.27%	\$142,817	\$20,358	16.62%
7600	Insect Control / Tree Planting	\$418	\$4,344	939.23%	\$4,900	12.80%	\$2,000	(\$2,900)	-59.18%
7800	Public Events	\$291	\$0	0.00%	\$490	100.00%	\$490	\$0	0.00%
7900	Town Forest Committee	\$930	\$0	0.00%	\$0	0.00%	\$0	\$0	0.00%
8000	Fire Hydrants	\$43,119	\$46,432	7.68%	\$49,000	5.53%	\$47,000	(\$2,000)	-4.08%
8100	Street Lights	\$34,927	\$35,906	2.80%	\$40,000	11.40%	\$38,000	(\$2,000)	-5.00%
8300	Contingent	\$14,929	\$31,983	114.23%	\$35,000	9.43%	\$35,000	\$0	0.00%
8500	Abatements	\$14,781	\$10,149	-31.34%	\$10,000	-1.47%	\$10,000	\$0	0.00%
8900	County Tax	\$406,273	\$465,645	14.61%	\$552,220	18.59%	\$591,046	\$38,826	7.03%
9000	Capital Improvements	\$311,493	\$301,507	-3.21%	\$483,155	60.25%	\$408,356	(\$74,799)	-15.48%
9800	Canine Control	\$8,580	\$9,780	13.99%	\$11,884	21.51%	\$14,999	\$3,115	26.21%
		\$5,354,930	\$5,607,025	4.71%	\$6,113,508	9.03%	\$6,365,977	\$252,469	4.13%

## Budget Summary 2003-2004

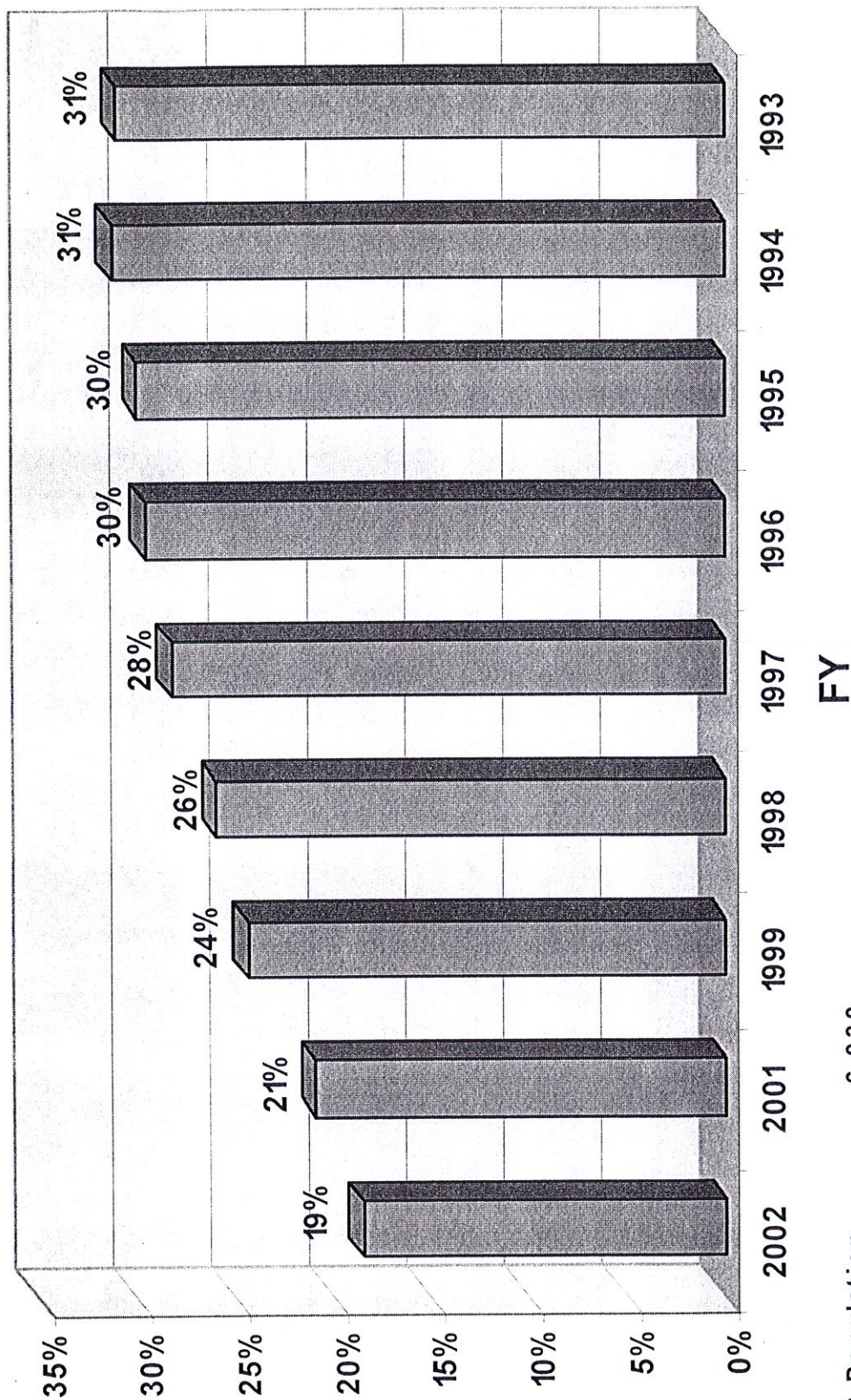


# Annual Municipal Budget



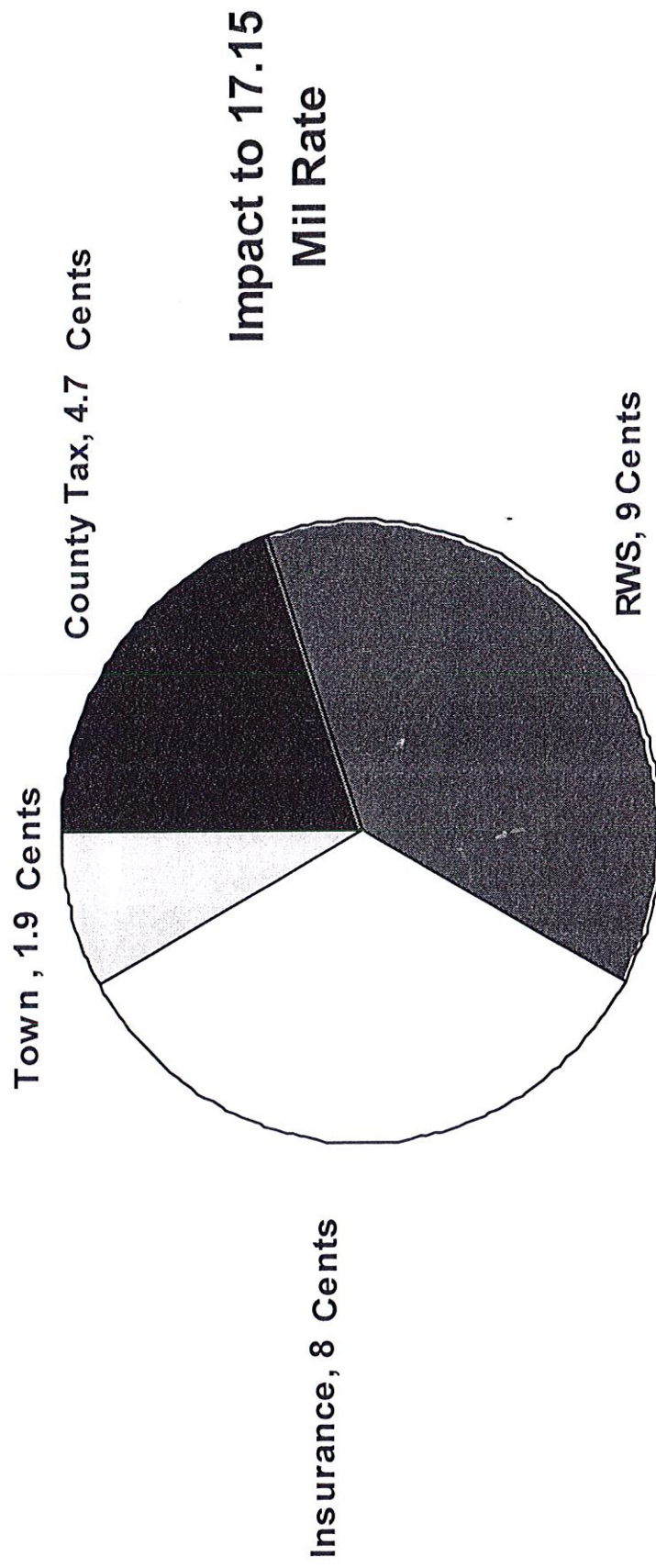


# Municipal Budget Impact as a Percent of Mil Rate



1993 Population 6,030  
 2003 Population 7,159  
 Percentage Increase 19%

# 2003-2004 Budget Increases



Municipal Budget 2004	\$ 6,365,977	
Increase of	\$ 252,469	or 23.6 cents on Mil Rate

## Increase Breakdown

County Tax	4.7 cents
RWS	9 cents
Insurance	8 cents
Town Expenses	<u>1.9 cents</u>
	23.6 cents
School Increase	64.0 cents
Total Increase	87.6 cents



# Impact on My Taxes

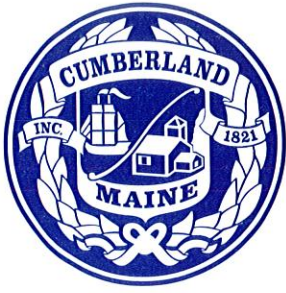
Projected Mil Rate:

Mil Rate 2002-2003 \$ 17.1500

Total Increase \$ 00.8760

**Projected Mil Rate 2003-2004 \$ 18.0260**

Home Valued at \$150,000	\$2,704	\$134	4.96%
\$250,000	\$4,507	\$220	
\$350,000	\$6,309	\$307	



# TOWN OF CUMBERLAND, MAINE

290 Tuttle Road

Cumberland Center, Maine 04021-9321

Telephone (207) 829-5559 • Fax (207) 829-2214

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## Memorandum

**To:** Town Council  
**From:** William R. Shane, Town Manager *WR*  
**Date:** May 27, 2003  
**Re:** RWS Bonds

---

As frustrating as this may seem, the RWS Board voted to issue these Bonds at its April meeting. Ken has rendered his legal opinion and I am required to sign as Town Treasurer. Normally I would sign this and return it to Ken Cole, but I thought I'd give you a chance to vent any frustration you may have with the entire process to date and send a message that the Town of Cumberland is committed to a positive resolution of the current fiscal crisis at RWS and supports an internal audit as part of the search for a new manager.

I need to sign this document, there is no choice, but I wanted to have you vote to authorize the Treasurer to sign the Certificate on behalf of the Town of Cumberland for the Issuance of new Revenue Bonds at RWS.

# Jensen Baird Gardner & Henry

WALTER E. WEBBER  
KENNETH M. COLE III  
NICHOLAS S. NADZO  
FRANK H. FRYE  
DAVID J. JONES  
MICHAEL A. NELSON  
RICHARD H. SPENCER, JR.  
ALAN R. ATKINS  
RONALD A. EPSTEIN  
WILLIAM H. DALE  
JOSEPH H. GROFF III  
F. BRUCE SLEEPER

DEBORAH M. MANN  
LESLIE E. LOWRY III  
PATRICIA MCDONOUGH DUNN  
MICHAEL J. QUINLAN  
R. LEE IVY  
FRANK K. N. CHOWDRY  
NATALIE L. BURNS  
SALLY J. DAGGETT  
BRENDAN P. RIELLY  
SUZANNE R. SCOTT  
ANGELA G. CROCKER

ATTORNEYS AT LAW  
TEN FREE STREET  
P.O. BOX 4510  
PORTLAND, MAINE 04112  
(207) 775-7271

TELECOPIER (207) 775-7935

[www.jbgh.com](http://www.jbgh.com)

M. DONALD GARDNER  
MERTON G. HENRY  
JAMES E. KAPLAN  
OF COUNSEL

RAYMOND E. JENSEN  
(1908-2002)

KENNETH BAIRD  
(1914-1987)

## YORK COUNTY OFFICE

11 MAIN STREET, SUITE 4  
KENNEBUNK, MAINE 04043  
(207) 985-4676  
TELECOPIER (207) 985-4932

May 19, 2003

William R. Shane, Town Manager  
Town of Cumberland  
290 Tuttle Road  
Cumberland, ME 04021

Re: ***RWS Revenue Bond Issuance***

Dear Bill:

As I am sure you are aware, Regional Waste Systems intends to issue \$6,765,000 worth of solid waste recovery system revenue bonds in late June. As a part of that issuance, each of the member municipalities is required to have their attorney update our prior opinions on your behalf in regard to the legality of these bonds. Enclosed herewith is a copy of what my proposed new opinion will be. I also enclose herewith a proposed Treasurer's Certificate which RWS is requesting be signed.

Would you please review these documents. If appropriate, please have the Town Treasurer sign the Certificate (note it is dated June 26—the bond closing date—so feel free to hold off until then if you desire) and return it to me and let me know if there are any issues with the new opinion that we are requested to issue on your behalf. If you have any questions with regard to the enclosed, please feel free to call me at your convenience.

Very truly yours,



Kenneth M. Cole III

KMC/ab  
Enclosures



# Jensen Baird Gardner & Henry

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June 26, 2003

Regional Waste Systems, Inc.  
64 Blueberry Road  
Portland, ME 04112

Lehman Brothers  
399 Park Avenue  
New York, NY 10022

U.S. Bank National Association, as Trustee  
One Federal Street, 3rd Floor  
Boston, MA 02210

Updike Kelly & Spellacy, P.C.  
One State Street, Suite 2400  
Hartford, CT 06103

Ladies and Gentlemen:

We refer to our opinions, dated March 26, 1986, December 4, 1986, July 26, 1990, September 30, 1993, May 4, 1995 and October 8, 1998 (the "Prior Opinions") issued as counsel to the Town of Cumberland in connection with the issuance by Regional Waste Systems, Inc. ("RWS"), of its Solid Waste Resource Recovery System Revenue Bonds, Series A, B, C, D, E, F, G, K, M, N, O, P and Q (the "Prior Bonds"). Capitalized terms used herein shall have the respective meanings set forth in the Prior Opinions except as otherwise noted herein. We understand that with respect to the facts recited herein and in such Prior Opinions, RWS intends, on or about the date hereof, to issue its Series S Bonds in the principal amount of \$6,765,000 for the purpose of current refunding the principal amounts due on July 1, 2003 on its Series P Bonds, its Series Q Bonds, its Series N Bonds and its Series R Bonds (the Series R Bonds being the redesignation of the Series K, M and O Bonds). We further understand that U.S. Bank National Association is now the Trustee under the Trust Indenture, dated March 1, 1986, as amended and that Lehman Brothers is the Remarketing Agent for the variable rate bonds issued by RWS.

We hereby affirm our Prior Opinions, subject to the qualifications set forth herein, as if such Prior Opinions were delivered on and dated as of the date hereof and confirm that you may rely on such Prior Opinions to the same extent as if such Prior Opinions were addressed to you as of the date hereof subject, however, to the additional qualifications that in view of C & A Carbone, Inc. v. Clarkstown, 511 U.S. 383 (1994) and other decisions relating to the constitutionality of solid waste flow control laws and ordinances, no opinion is expressed as to the constitutionality under the Commerce Clause of the United States Constitution of the Solid Waste Flow Control Ordinance referenced in our Prior Opinions and the provision in the Waste Handling Agreement that requires adoption of such Ordinance or the ability of such Ordinance

Jensen Baird  
Gardner & Henry

May 1, 2003  
Page 2

and such provision of the Waste Handling Agreement to survive a claim that either such Ordinance or such provision violates the Commerce Clause of the United States Constitution.

Very truly yours,

JENSEN BAIRD GARDNER & HENRY

By: \_\_\_\_\_  
Kenneth M. Cole III

CERTIFICATE OF THE TOWN OF CUMBERLAND

The undersigned Town Treasurer of the Town of Cumberland, Maine (the "Town") certifies as follows:

1. The RWS Interlocal Solid Waste Agreement dated November 14, 1984 between Regional Waste Systems, Inc. ("RWS") and the Town and the Waste Handling Agreement with RWS (dated May 1, 1985, as amended as of July 1, 1986) have been duly authorized by all necessary municipal action on the part of the Town, have been duly executed and delivered on behalf of the Town by the appropriate officials of the Town and are the legal, valid and binding contractual obligations of the Town enforceable upon the Town in accordance with their terms and are currently in full force and effect.

2. There is no action, suit or proceeding pending before or by any court against the Town which could reasonably be expected to materially adversely affect the performance by the Town of its obligations under the Interlocal Agreement or the Waste Handling Agreement, or which questions (a) the authorization, validity, binding effect or enforceability thereof, (b) any action taken or to be taken by the Town pursuant thereof or (c) any of the transactions of the Town contemplated thereby. The Town is not limited in any way in the amount or rate of taxation which it may levy in order to fulfill its obligations under the Waste Handling Agreement and the Interlocal Agreement.

Dated as of June 26, 2003

  
\_\_\_\_\_  
Town Treasurer

William R. Shave

6/27/2003





# TOWN OF CUMBERLAND, MAINE

290 Tuttle Road

Cumberland Center, Maine 04021-9321

Telephone (207) 829-5559 • Fax (207) 829-2214

---

May 23, 2003

**Dear Citizens of the Town of Cumberland:**

The Town Council held its annual Public Hearing on the Municipal Budget on Tuesday evening May 20, 2003. To give every citizen an opportunity for input, we will be holding a final Public Hearing and adopting the 2003-2004 Budget on Monday, June 2, 2003 at 7:00 PM at the Town Council Chambers at Town Hall, 290 Tuttle Road.

We believe the proposed budget reflects only necessary increases to maintain the level of services you've come to expect from our Town Departments, but we are mindful of the impact that any increase has on all of our residents.

Please review the enclosed documents and feel free to contact any of the Councilors listed below. We thank you for your input to date and offer you one last opportunity to share ideas or concerns with your elected officials prior to our vote on this year's budget.

On behalf of the Town Council, we hope to see you on June 2, 2003 and thank you for your continued support.

Sincerely,



Jeffrey Porter, Chairman  
Cumberland Town Council

## MEMBERS OF THE TOWN COUNCIL

Jeffrey Porter, Chairman 829-4129  
Mark Kuntz 829-6482  
Michael Savasuk 781-3061  
Stephen Moriarty 829-5096

Donna Damon 846-5141  
Harland Storey 829-3939  
William Stiles 829-6679  
web: [www.cumberlandmaine.com](http://www.cumberlandmaine.com)

TOWN OF CUMBERLAND  
PROPOSED FY2003 -2004 BUDGET

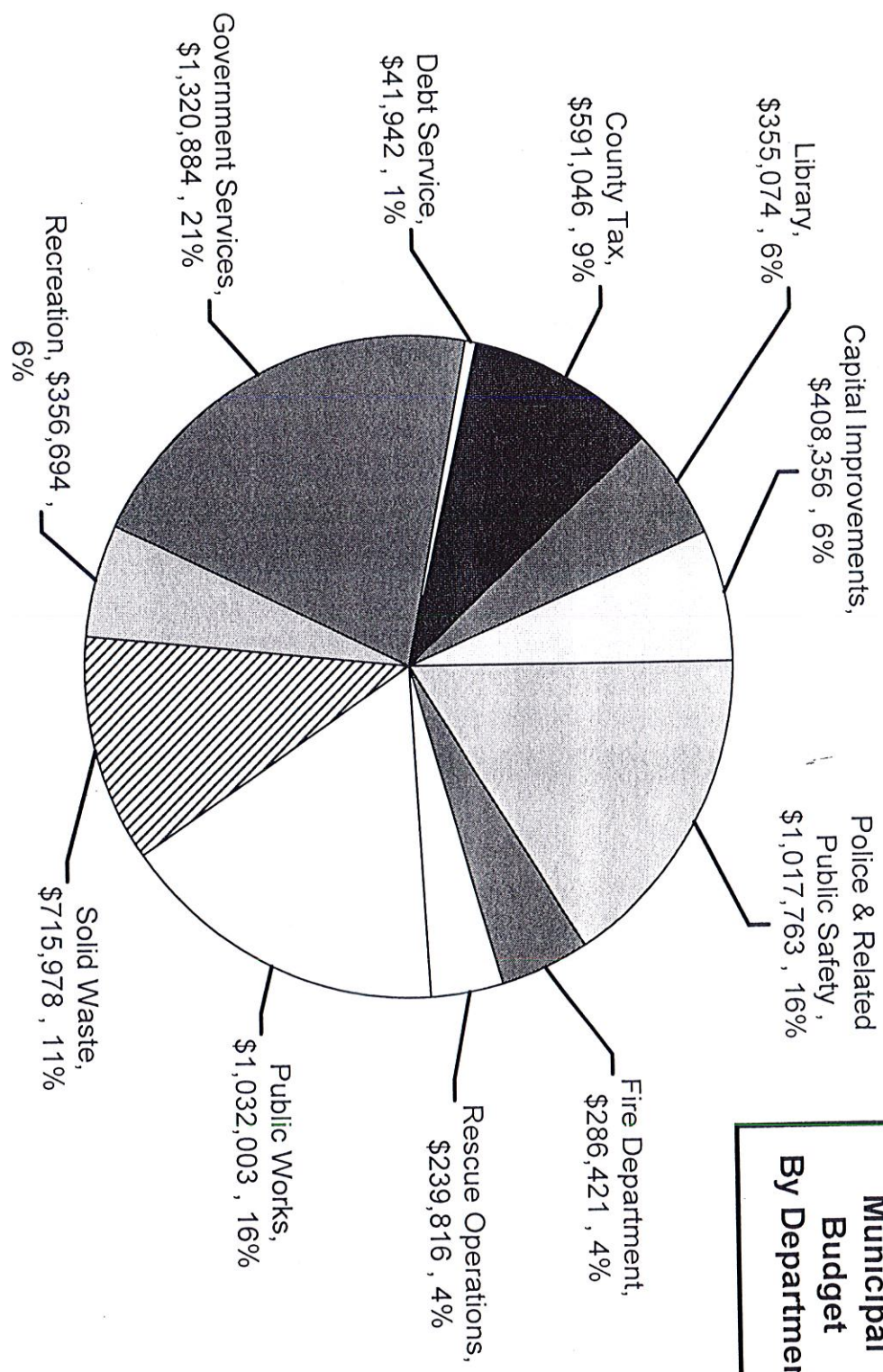
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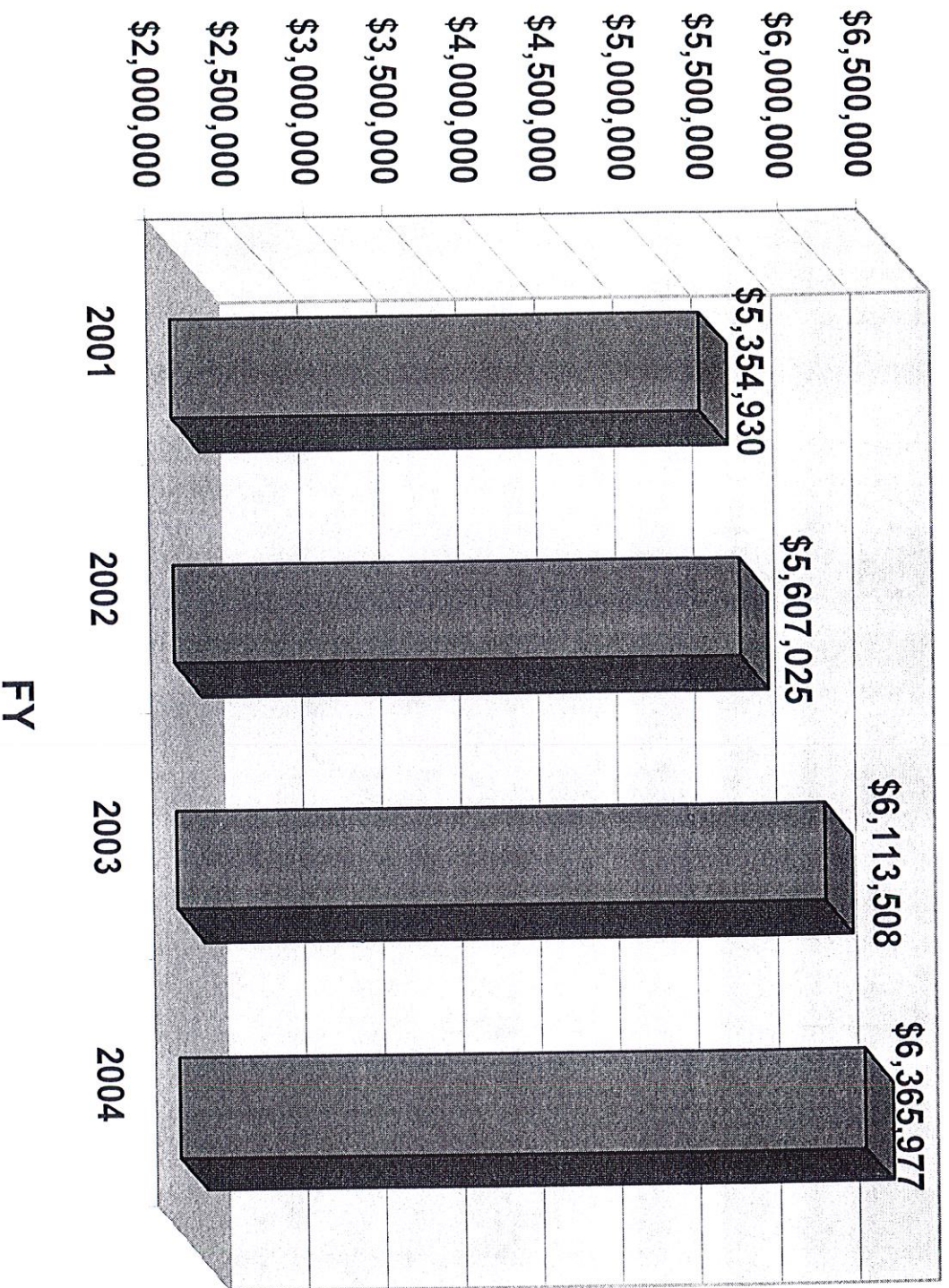


**2003-2004  
Municipal  
Budget  
By Department**



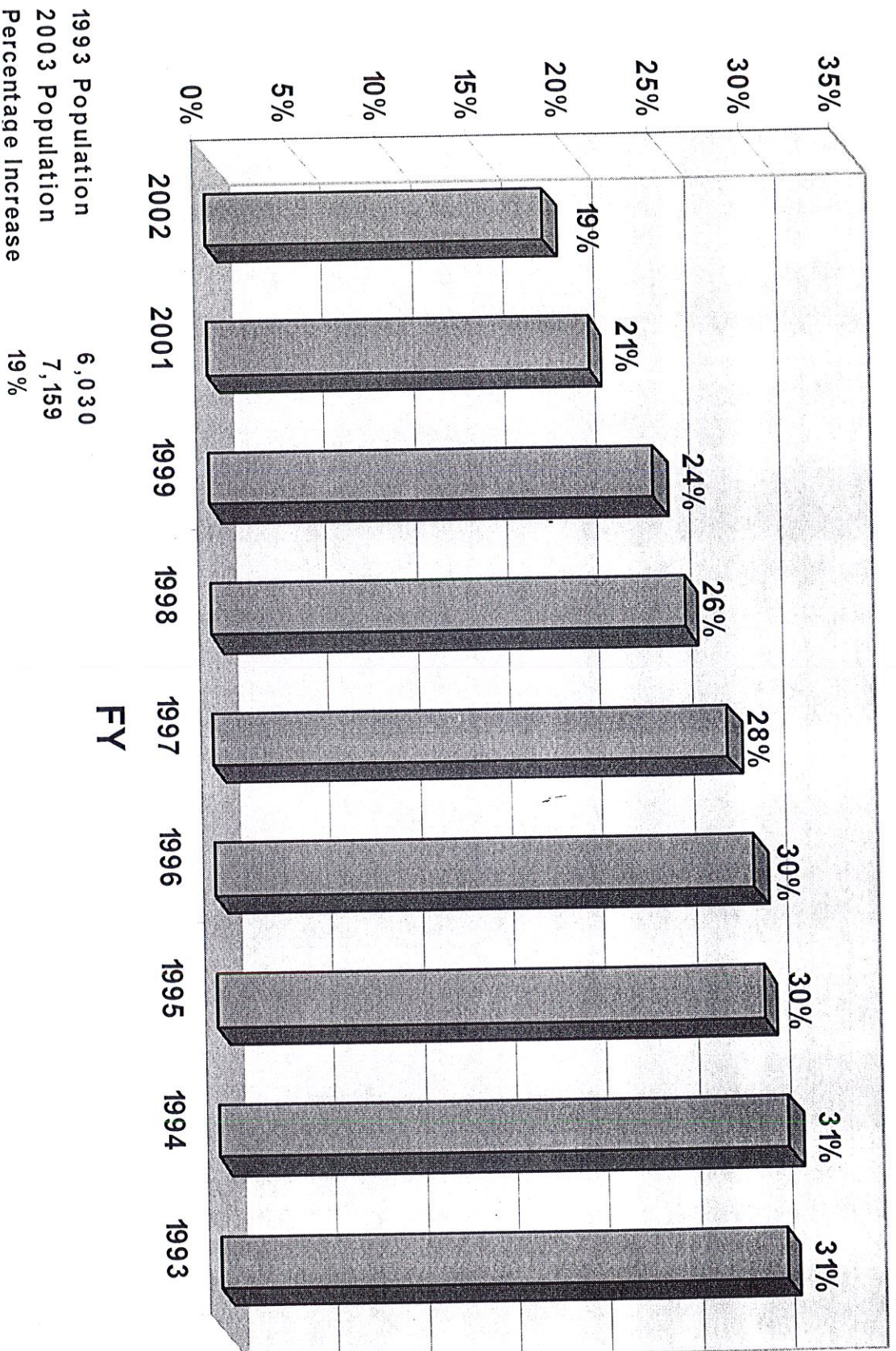


# Annual Municipal Budget



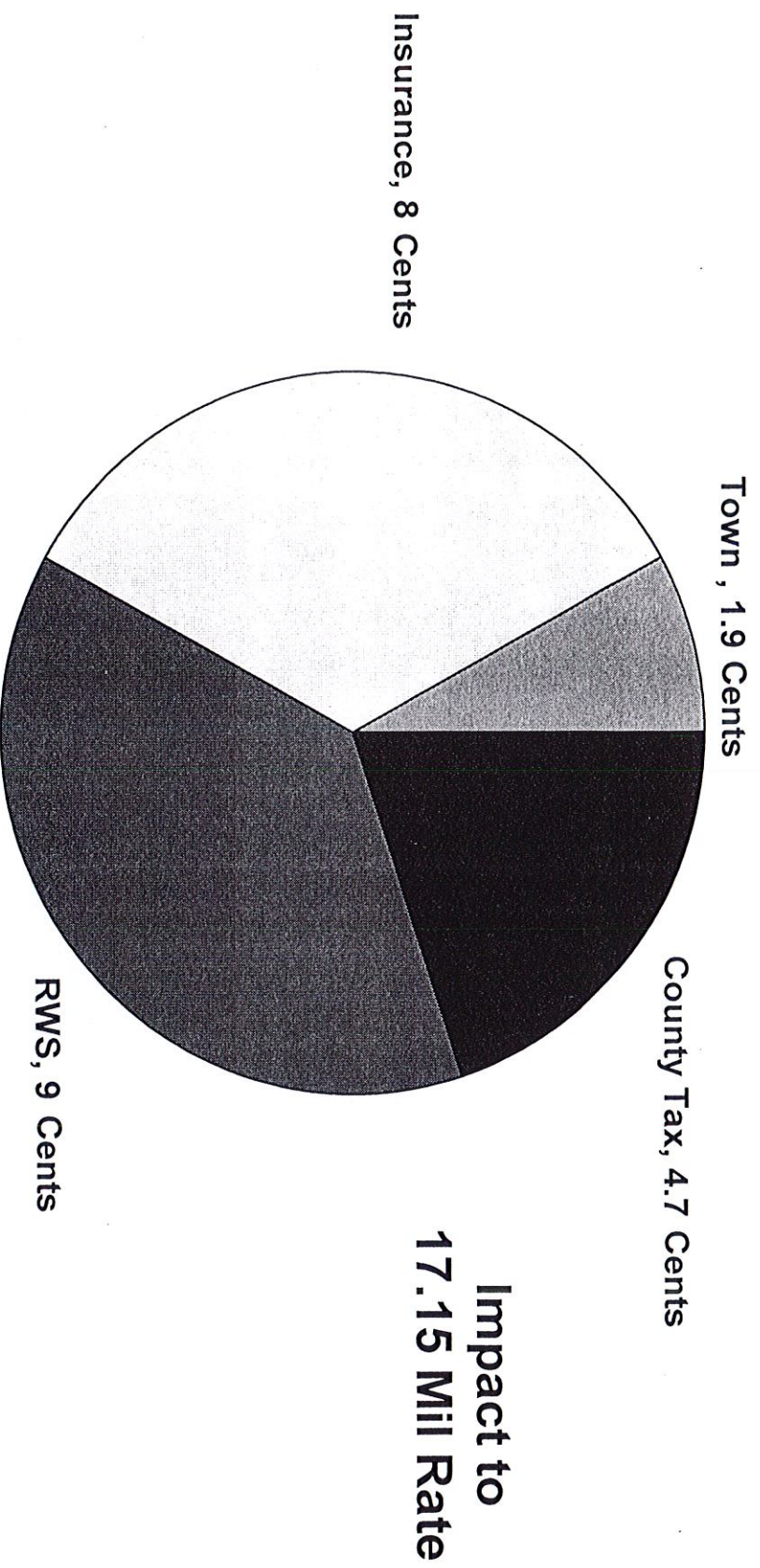


# Municipal Budget Impact as a Percent of Mil Rate





# 2003-2004 Budget Increases



Previous Budget 2002-2003	\$ 6,113,508
Municipal Budget 2004	\$ 6,365,977
Increase of	\$ 252,469 (4.13%)

## Non Discretionary Spending Increases

County Tax	\$ 38,826	Total Increases	\$252,469
RWS	\$ 73,600	Non Discretionary	<u>\$178,262</u>
Health Insurance	\$ 45,478		\$ 74,207
Liability- Worker's Comp	<u>\$ 20,358</u>	Pay Increases 2%	<u>\$ 54,000</u>
Total Non Discretionary	\$178,262	Non Salary	\$ 20,207
		or	00.33 %

Mil Rate 2002-2004	\$17.150
Town Increases	\$00.236
School	<u>\$00.640</u>
New Mill Rate	\$18.026 or 4.9 %

# Impact on My Taxes

Projected Mil Rate:

Mil Rate 2002-2003

\$ 17.1500

Total Increase

\$ 00.8760

Projected Mil Rate 2003-2004

\$ 18.0260

Home Valued at \$150,000

\$2,704

\$134 4.96%

\$250,000

\$4,507

\$220

\$350,000

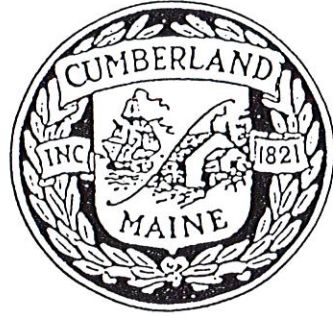
\$6,309

\$307



## Town of Cumberland

Administration  
290 Tuttle Rd  
Cumberland, ME 04021  
Phone: 207-829-2205  
Fax: 207-829-2224  
Web: [www.cumberlandmaine.com](http://www.cumberlandmaine.com)



### Fax Transmittal Form

To Forecaster  
Kate Bucklin

From  
Nadeen Daniels

Fax number:

781-2060

Phone: 207-829-2205

Fax: 207-829-2224

Web: [www.cumberlandmaine.com](http://www.cumberlandmaine.com)

Date sent: 5-21-03

Time sent: 12:10PM

Number of pages including cover page: 9

- ☐ Urgent
- ☒ For Review
- ☐ Please Comment
- ☐ Please Reply

Message:

Hi Kate -

Here's the information  
for the Town Council  
Budget adoption on June 2nd.

Thanks  
Nadeen

\*\*\*\*\*  
\*\*\*\*\* ACTIVITY REPORT \*\*\*\*\*  
\*\*\*\*\*

TRANSMISSION OK

TX/RX NO.	5454
CONNECTION TEL	97812060
CONNECTION ID	FORECASTER
START TIME	05/21 12:02
USAGE TIME	02'50
PAGES	9
RESULT	OK

NOTICE OF PUBLIC HEARING  
CUMBERLAND TOWN COUNCIL  
MUNICIPAL BUDGET  
JUNE 2, 2003

The Town Council will hold a Public Hearing at 7:00 p.m. in the Cumberland Town Council Chambers, Monday, June 2, 2003, to consider and adopt the FY 2003/04 Municipal Budget. As proposed, the Municipal Budget totals \$6,365,977; a net increase of 3.2%, or 23.6 cents on the current mil rate. Copies of the proposed budget are available at the Town Hall or by calling 829-2205 during regular business hours.

Jeffrey Porter,  
Council Chairman



TOWN OF CUMBERLAND  
PROPOSED FY2003 -2004 BUDGET

The Cumberland Town Council will conduct a Public Hearing of the Proposed FY2003-2004 Municipal Budget at 7:00 p.m. Tuesday, May 20<sup>th</sup> at the Cumberland Town Hall. The budget is scheduled to be adopted on Monday, June 2, 2003 at 7:00 p.m. at the Cumberland Town Hall.

DEPARTMENT	FY2003 -2004 BUDGET \$
ADMIN/COUNCIL	346,276.00
ASSESSOR	115,624.00
TREAS/TX COLL	284,670.00
ENGINEER	15,000.00
LEGAL SERVICES	62,720.00
POLICE DEPT.	916,956.00
FIRE DEPT	286,421.00
RESCUE SERVICES	239,816.00
CODE ENFORCEMENT	95,723.00
CIV EMERG PREP	808.00
PUBLIC WORKS	1,032,003.00
WASTE DISPOSAL	715,978.00
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PRINCE MEM LIBRARY	317,834.00
CHEB ISL LIBRARY	37,240.00
UNEMP. COMP. FUND	2,000.00
W CUMB REC BUILDING	9,960.00
BD OF REGISTRATION	1,766.00
ELECTIONS	9,341.00
BOARD OF APPEALS	2,499.00
PLANNING BOARD	66,765.00
COMMUNICATIONS COMM	55,021.00
CONSERVATION COMM	1,000.00
HARBOR/SHELLFISH	32,420.00
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HEALTH SERVICES	6,941.00
DEBT SERVICE	41,942.00
CEMETERY ASSOC	5,880.00
INSURANCE	142,817.00
INSECT CONTROL/TREE PLANT	2,000.00
PUBLIC EVENTS	490.00
FIRE HYDRANT CHARGES	47,000.00
STREET LIGHTING	38,000.00
CONTINGENT	35,000.00
ABATEMENTS	10,000.00
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CAPITAL IMPROVEMENTS	408,356.00
CANINE CONTROL	14,999.00
TOTAL	6,365,977.00

The FY2003- 2004 Proposed Municipal Budget stands at 6,365,977 which represents an increase of 252,469 or 4.13% over the previous budget. When reduced by new revenue of 56,627, the net budget increase is 3.2%. The tax impact of the proposed budget is 23.6 cents per 1,000. Of the 23.6 cents, 4.7 cents is attributable to the increase in the Cumberland County tax, 9 cents increase in Regional Waste Systems Assessment, and 8 cents increase in Insurance costs. 21.7 cents of the total 23.6 cents is attributable to costs outside of the Town's control.

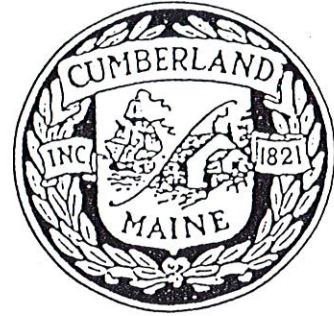
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CUMBERLAND TOWN COUNCIL  
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Jeffrey Porter,  
Council Chairman

## Town of Cumberland

Administration  
290 Tuttle Rd  
Cumberland, ME 04021  
Phone: 207-829-2205  
Fax: 207-829-2224  
Web: [www.cumberlandmaine.com](http://www.cumberlandmaine.com)



### Fax Transmittal Form

To

*Dottie  
Forecaster*

Fax number:

From

*Hadeen*

Phone: 207-829-2205  
Fax: 207-829-2224  
Web: [www.cumberlandmaine.com](http://www.cumberlandmaine.com)

- ☒ Urgent  
☐ For Review  
☐ Please Comment  
☐ Please Reply

Date sent: \_\_\_\_\_  
Time sent: \_\_\_\_\_  
Number of pages including cover page: \_\_\_\_\_

Message:

*Hi Dottie -  
Please run this ad  
in Thursday's (22) edition.  
Thanks  
Hadeen*



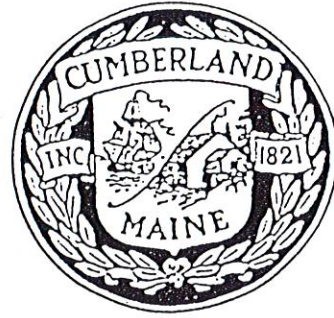
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\*\*\*\*\* ACTIVITY REPORT \*\*\*\*\*  
\*\*\*\*\*

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USAGE TIME	00 ' 47
PAGES	2
RESULT	OK

## Town of Cumberland

Administration  
290 Tuttle Rd  
Cumberland, ME 04021  
Phone: 207-829-2205  
Fax: 207-829-2224  
Web: [www.cumberlandmaine.com](http://www.cumberlandmaine.com)



### Fax Transmittal Form

To

*Joan P.P.H.*

From

*Nadeen Daniels*

Fax number:

Phone: 207-829-2205

Fax: 207-829-2224

Web: [www.cumberlandmaine.com](http://www.cumberlandmaine.com)

- ☒ Urgent  
☐ For Review  
☐ Please Comment  
☐ Please Reply

Date sent: *5-20*

Time sent:

Number of pages including cover page: *2*

Message:

*Hi*

*Please run this ad  
Friday, May 23<sup>rd</sup>.*

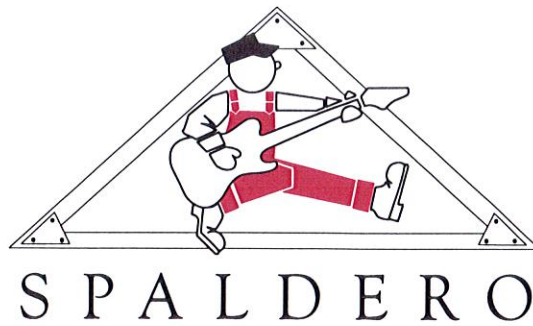
*Thanks  
Nadeen*

\*\*\*\*\*  
\*\*\*\*\* ACTIVITY REPORT \*\*\*\*\*  
\*\*\*\*\*

TRANSMISSION OK

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CONNECTION TEL	97916910
CONNECTION ID	PPH CLASSIFIED
START TIME	05/20 17:36
USAGE TIME	00'51
PAGES	2
RESULT	OK





May 28, 2003

William Shane, Town Manager  
Town of Cumberland  
290 Tuttle Rd.  
Cumberland, Me. 04021

Dear Mr. Shane;

It has come to our attention that current policy on the acceptance of private drives as public, Town maintained roads may change dramatically. All through Spaldero's approval process for the Flintlock Ridge subdivision such midstream reversal of policy has frustrated our efforts to follow prescribed guide lines of development.

At the time of the approval process for Flintlock, the prevailing precedent was as long as a road was built to the subdivision ordinance standards it would be accepted by the Town as a public street. Considerable attention was given to road construction by the planning board and the approved design was dictated by the Town itself. Spaldero has not submitted Flintlock Drive for The Town's consideration yet because of a mutual agreement on the timing of final paving of the road. Most of the houses were to be built before the final coat to minimize damage to the road during home construction- a common practice in subdivision development.

We hope that the Town will take this into consideration if and when it moves to change it's road acceptance policy. The Town already has accepted partial maintenance of the road (plowing, trash and mail service). There are several tax paying residences on the road and all the remaining lots are under reservation. The building out of the subdivision will take place in the near future. We are appealing to the Town to honor the intended process with regard to accepting the road. If another course is preferred, we would like to be assured that our road will be accepted as originally intended.

Sincerely,

Matt Spaulding

Bob Rasero

The Spaldero Co., LLC

# CUMBERLAND FIRE & RESCUE CALLS FOR THE WEEK OF

21-May-03 To 27-May-03

The Cumberland Rescue Responded to 12 Calls

<u>3</u>	No Transport
<u>5</u>	Maine Medical Center
<u>4</u>	Mercy Hospital
<u>1</u>	Of These Calls Were to Assist Other Towns

---

---

The Cumberland Fire Department Responded to 14 Calls

<u>Date</u>	<u>Time</u>	<u>Address</u>	<u>Type of Incident</u>
5/21/03		1354 GREELY JR HIGH	FIRE ALARM
5/21/03		1513 MAIN ST @ JR HIGH	TRAFFIC ACCIDENT
5/21/03		1826 NORTH YARMOUTH STATION	DETAIL
5/22/03		1000 MAINE TURNPIKE MILE 58	TRAFFIC ACCIDENT
5/22/03		1222 3 PINE LN	ASSIST RESCUE
5/22/03		1804 10 SUMMIT TERRACE	GAS ALARM
5/23/03		1621 269 GRAY RD	ASSIST RESCUE
5/24/03		827 42 PINEWOOD DR	OIL TANK LEAK INSIDE
5/24/03		2108 42 PINEWOOD DR	SMOKE DETECTOR
5/26/03		835 MAIN ST	PARADE DETAIL
5/26/03		1235 27 MILL OR 16 MILL RIDGE	CHECK A PERMITTED BURN
5/26/03		1409 3 HIGHLAND AVE	LAMP POST SPARKING
5/27/03		1633 7 LAKESIDE DR	LOW HANGING WIRE
5/27/03		1703 GRAY RD	POSSIBLE VEHICLE FIRE

DURING THE TIME PERIOD OF 05-21-03  
THRU 05-27-03 CUMBERLAND POLICE MADE  
64 TRAFFIC STOPS ISSUING  
4 VEHICLE DEFECTS  
22 SUMMON ISSUED  
8 FOR SPEEDING

May 22, 2003

TO: TOWN COUNCIL  
FROM: NADEEN DANIELS, TOWN CLERK  
RE: REGISTRAR'S HOURS

.....

State law mandates the Registrar of Voters accept only the registration or enrollment of voters who "appear in person" on "the last 5 business days before Election Day." This is referred to as the "closed period" and during this period the Registrar is traditionally available for two hours between 5 and 9 p.m. on at least 3 of these 5 days, unless the municipal officers authorize changing these hours.

The Clerks' Association felt these evening hours were excessive in many instances (based principally upon low turnout in local elections) and lobbied successfully several years ago to amend the law to permit the municipal officers to reduce the requirement for three evenings.

As it stands today, we have received only three absentee ballot requests for the June 10<sup>th</sup> election. This is compared against nearly 100 absentee ballots during last year's municipal election (at which we were open 3 evenings, and registered four voters). As always, our traditional registration options remain: (a) in-person during regular business hours; (b) by mail when accompanying an absentee request, and (c) in-person on election day.

Based on our expectation for a very low turnout on June 10th, and the fact that all four races are uncontested, I respectfully request the Registrar's hours for the closed period of Tuesday, June 3<sup>rd</sup> through Monday, June 9<sup>th</sup> provide for one evening, Thursday, June 5<sup>th</sup>, from 5:00 to 7:00 p.m.

The reason I am sending you this request via email is due to the requirement that the Registrar's hours be advertised at least seven days before the schedule becomes effective (meaning a May 27<sup>th</sup> deadline). I have advertised the 6/05 evening hours this week due to the Forecaster's Thursday printing schedule. If you feel additional evening hours are needed, please let me know right away and I will advertise again in next week's Forecaster. Thanks for your attention.



[Prev: Chapter 3 §124](#)[Next: Chapter 3 §126](#)[Download Chapter 3  
PDF, Word \(RTF\)](#)[Download Section 125  
PDF, Word \(RTF\)](#)**Title 21-A: ELECTIONS****Chapter 3: VOTER REGISTRATION****Subchapter 3: REGISTRATION AND ENROLLMENT****Article 1: REGISTRATION****§125. Notice of schedule**[Statute Search](#)[List of Titles](#)[Maine Law](#)[Disclaimer](#)[Revisor's Office](#)[Maine Legislature](#)

The registrar shall publish the schedule established under section 122, subsection 6 or as changed by the municipal officers under subsection 8, in a newspaper having general circulation in the municipality at least 7 days before the schedule becomes effective, except that, in municipalities with a population of 2,500 or fewer, the publication of the time schedule by the registrar is discretionary rather than compulsory. [1997, c. 436, §24 (amd).]

**Section History:**

PL 1985, Ch. 161, §6 (NEW).

PL 1985, Ch. 614, §7 (AMD).

PL 1997, Ch. 436, §24 (AMD).

**The Revisor's Office cannot provide legal advice or interpretation of Maine law to the public. If you need legal advice, please consult a qualified attorney.**

[Office of the Revisor of Statutes](#)

7 State House Station

State House Room 108

Augusta, Maine 04333-0007

This page created on: 2003-03-15

Prev: [Chapter 3 §121](#)  
Next: [Chapter 3 §123](#)

**Title 21-A: ELECTIONS****Chapter 3: VOTER REGISTRATION**

[Download Chapter 3](#)  
[PDF](#), [Word \(RTF\)](#)

**Subchapter 3: REGISTRATION AND ENROLLMENT**  
**Article 1: REGISTRATION**

[Download Section 122](#)  
[PDF](#), [Word \(RTF\)](#)

**§122. Registration procedure**

[Statute Search](#)

[List of Titles](#)

[Maine Law](#)

[Disclaimer](#)

A person may register as a voter by appearing before the registrar, proving that he is qualified under section 111, subsections 1 to 3, and filing an application provided by the registrar containing the information required by section 171. Township residents may register as provided in section 156. [1985, c. 161, §6 (new).]

[Revisor's Office](#)

[Maine Legislature](#)

**1. Placement on voting list.** The registrar shall place the name of the applicant on the voting list as soon as he has qualified. The registrar shall register a person by first name, middle name or initial and last name, or by first name or initial, middle and last name. [1985, c. 161, §6 (new).]

**2. Notice of disposition.** The registrar shall notify the applicant whether the application for registration is accepted, rejected or incomplete. [1993, c. 695, §6 (rpr).]

**3. Notice of new registration.** When an applicant states in the application that the applicant last voted in another municipality in this State or any other state, the registrar shall immediately send a notice of the applicant's new registration to the registrar of that municipality. The notice must contain the following:

**3. Notice of new registration.**

A. The voter's name; [1985, c. 614, §6 (new).]

B. The name under which registered, if changed; [1985, c. 614, §6 (new).]

C. Date of birth; and [1985, c. 614, §6 (new).]

D. Former street and mailing address. [1985, c. 614, §6 (new).]

The registrar who receives the notice shall remove the name from the voting list if the registrar is satisfied as to the identity of the person and the registrar need not send the notice required by section 162-A.

[RR 1995, c. 1, §8 (cor).]

**4. Election day registration.** The registrar shall accept registrations of



applicants who appear in person on election day. The registrar shall issue to each of these applicants a certificate entitling the applicant to be placed on the voting list at the voting place. Only one certificate may be issued to a person. An applicant whose address has changed since the applicant last voted must vote using the ballot or ballots for the new polling place, if applicable, on election day. [1995, c. 459, §14 (amd).]

**5. Alternative registration schedule for absentee voters.** If the clerk receives a properly completed absentee ballot application that is signed by a person who is not a registered voter in the municipality, a presumption of the person's qualification as a voter is established. The clerk shall send an absentee ballot to the voter at the address indicated, along with a voter registration application under section 152. The completed registration application must be returned to the clerk by the close of business on the 10th business day before election day and may not be sealed with the voted absentee ballot. If the application is received during the closed period and the registrar is not satisfied as to the person's qualification as a voter, the registrar shall follow the requirements of section 121, subsection 1-A to place the person's name on the voting list and challenge the absentee ballot. [2001, c. 310, §4 (rpr).]

**6. Names to be placed on voting list.** Except as provided in paragraph A, the registrar shall accept registrations on any business day or other day that the clerk's office is open. The names of any person registering must be placed on the voting list.

**6. Names to be placed on voting list.**

A. The registrar may accept only the registrations of applicants who appear in person as follows:

(1) In a municipality with a population of 2,500 or fewer, on the last business day that the clerk's office is open before election day during the hours that the clerk's office is open;

(2) In a municipality with a population of more than 2,500, on the last 5 business days that the clerk's office is open before election day during the hours that the clerk's office is open and for 2 hours in the evening between 5 p.m. and 9 p.m. on at least 3 of these days; and

(3) The names of voters registering during these periods must be recorded as provided under subsection 7.

[1997, c. 436, §23 (amd).]

[1997, c. 436, §23 (amd).]

**7. Record of names.** The names of voters who register by appearing in person before the registrar during the business days before election day under subsection 6 must be recorded as provided in either paragraph A or B:

**7. Record of names.**

A. The registrar shall, after finding an applicant qualified, issue a



certificate entitling the voter to be placed on the voting list at the voting place on election day. Only one certificate may be issued to any person; or [1985, c. 307, §1 (new).]

B. The registrar shall, after finding the applicant qualified, place the names of those voters on the voting list or on a supplemental voting list. Before the polls are opened, the registrar shall deliver the voting list and the supplemental list or lists to the clerk. The inclusion of a person's name on these lists will entitle the applicant to vote on election day. All references in this Title to the use of the voting list before, during and after election day are considered to include the supplemental voting list or lists as provided in this paragraph. [1997, c. 436, §23 (amd).]  
[1997, c. 436, §23 (amd).]

**8. Change of schedule.** The hourly schedule established by this section may be changed by the municipal officers according to the needs of the municipality. [1985, c. 307, §1 (new).]

**9. Regulation of registration monitors.** Anyone who wishes to monitor the names and addresses of persons who are registering at the registrar's office or the clerk's office shall inform the registrar or clerk of their intent. The registrar or clerk may designate a place where a person monitoring registrations may stand. The registrar or clerk shall then announce the name and address of individuals registering to vote in a loud and clear voice. A person monitoring registrations shall direct any questions the person has to the registrar or clerk. These questions must be limited to information pertinent to the qualifications of an individual to register. A person monitoring registrations may not ask questions of individuals waiting to register concerning their eligibility to vote. A registrar or clerk may require a person monitoring registrations who violates the provisions of this subsection to leave the building. [1991, c. 466, §4 (new).]

#### Section History:

PL 1985, Ch. 161, §6 (NEW).  
PL 1985, Ch. 307, §1 (AMD).  
PL 1985, Ch. 614, §6 (AMD).  
PL 1991, Ch. 466, §4 (AMD).  
PL 1993, Ch. 695, §6, 7 (AMD).  
PL 1995, Ch. 459, §14 (AMD).  
RR 1995, Ch. 1, §8 (COR).  
PL 1997, Ch. 436, §23 (AMD).  
PL 2001, Ch. 310, §4 (AMD).

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Office of the Revisor of Statutes  
7 State House Station  
State House Room 108  
Augusta, Maine 04333-0007

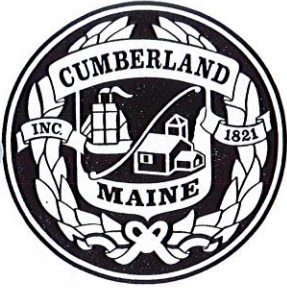
This page created on: 2003-03-15



**ITEM**

**01- 051**





# TOWN OF CUMBERLAND, MAINE

290 Tuttle Road

Cumberland Center, Maine 04021-9321

Telephone (207) 829-5559 • Fax (207) 829-2214

---

May 23, 2003

**Dear Citizens of the Town of Cumberland:**

The Town Council held its annual Public Hearing on the Municipal Budget on Tuesday evening May 20, 2003. To give every citizen an opportunity for input, we will be holding a final Public Hearing and adopting the 2003-2004 Budget on Monday, June 2, 2003 at 7:00 PM at the Town Council Chambers at Town Hall, 290 Tuttle Road.

We believe the proposed budget reflects only necessary increases to maintain the level of services you've come to expect from our Town Departments, but we are mindful of the impact that any increase has on all of our residents.

Please review the enclosed documents and feel free to contact any of the Councilors listed below. We thank you for your input to date and offer you one last opportunity to share ideas or concerns with your elected officials prior to our vote on this year's budget.

On behalf of the Town Council, we hope to see you on June 2, 2003 and thank you for your continued support.

Sincerely,



Jeffrey Porter, Chairman  
Cumberland Town Council

## MEMBERS OF THE TOWN COUNCIL

Jeffrey Porter, Chairman 829-4129  
Mark Kuntz 829-6482  
Michael Savasuk 781-3061  
Stephen Moriarty 829-5096

Donna Damon 846-5141  
Harland Storey 829-3939  
William Stiles 829-6679  
web: [www.cumberlandmaine.com](http://www.cumberlandmaine.com)

TOWN OF CUMBERLAND  
PROPOSED FY2003 –2004 BUDGET

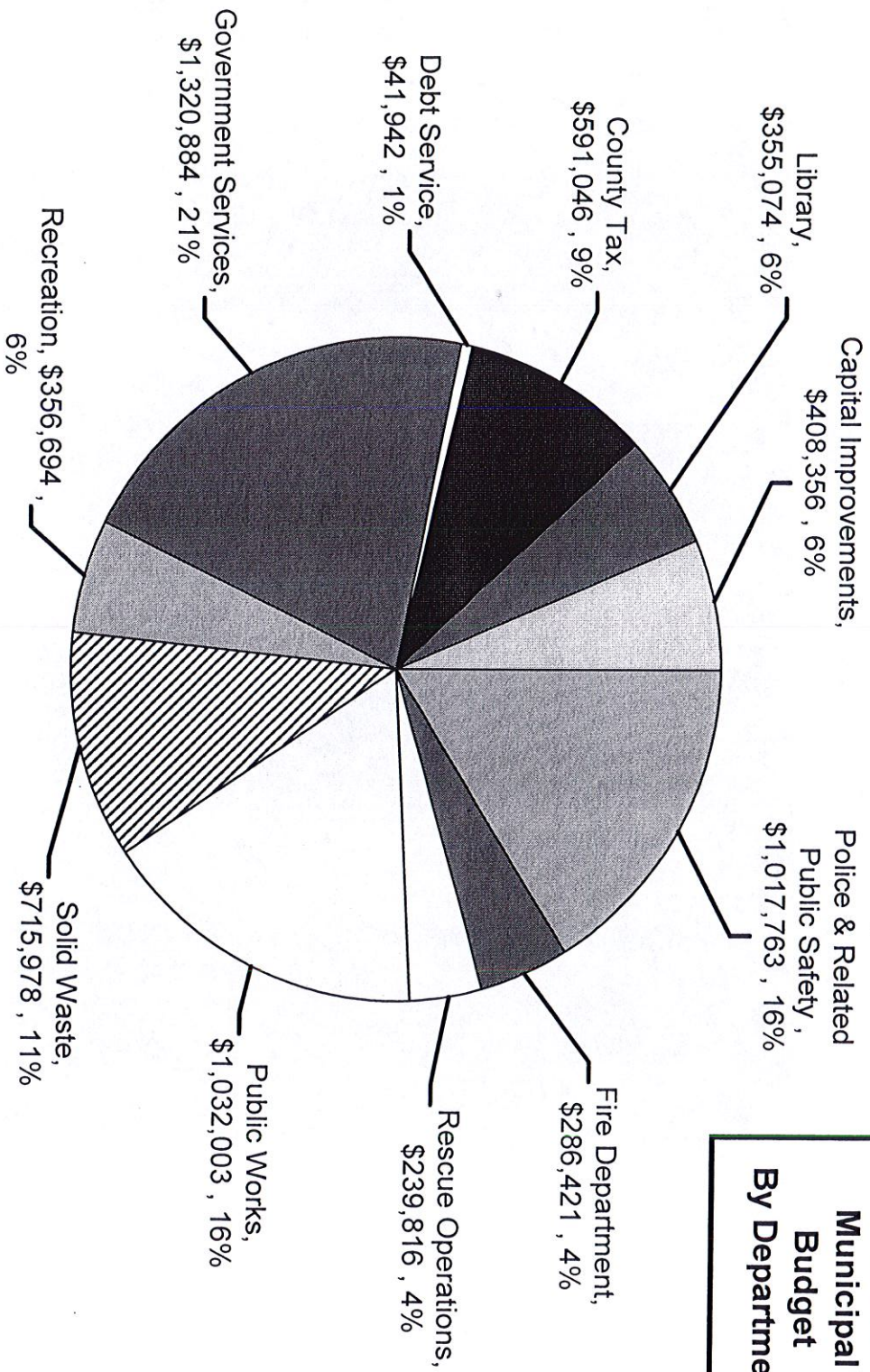
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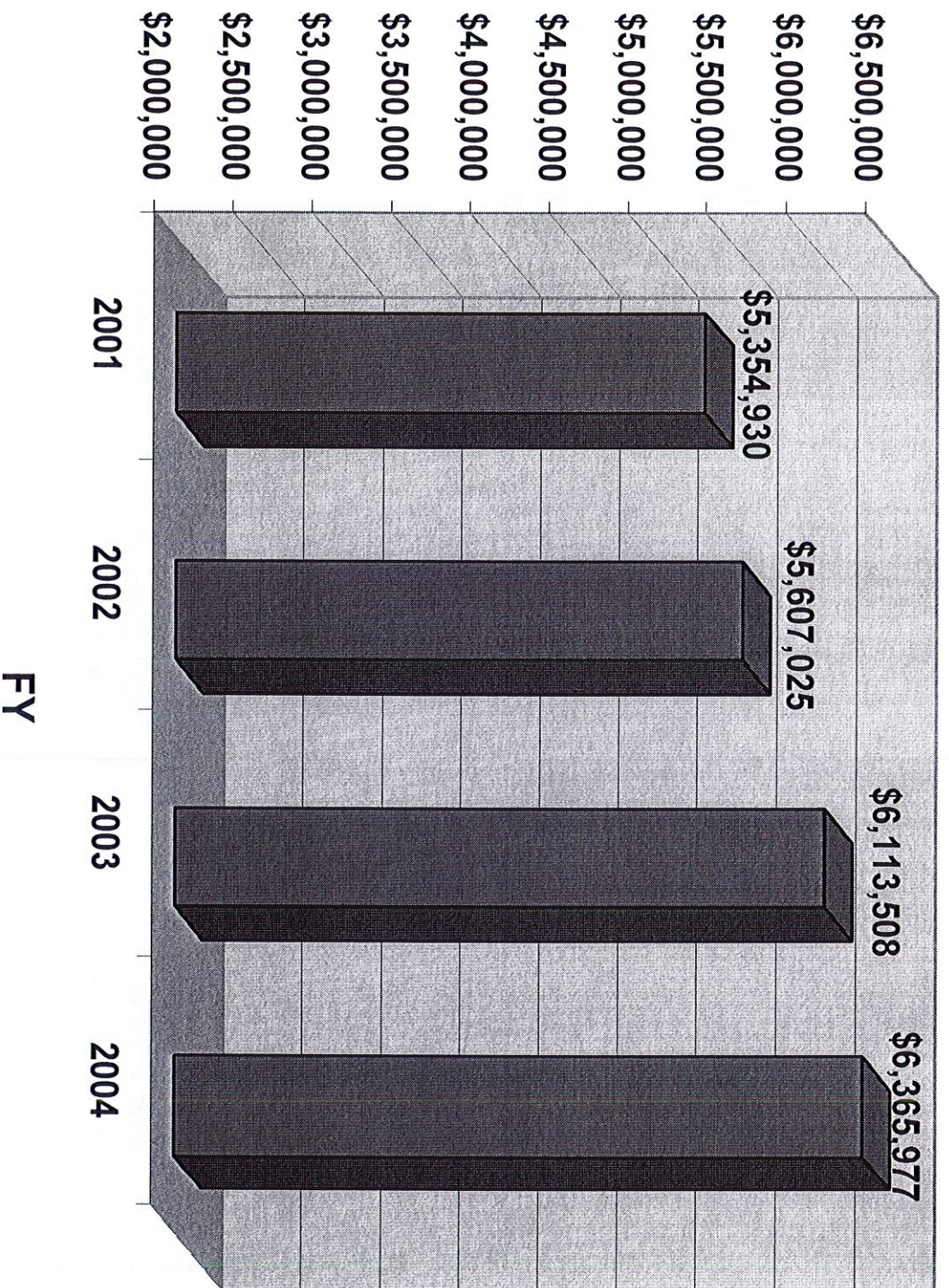


**2003-2004  
Municipal  
Budget  
By Department**



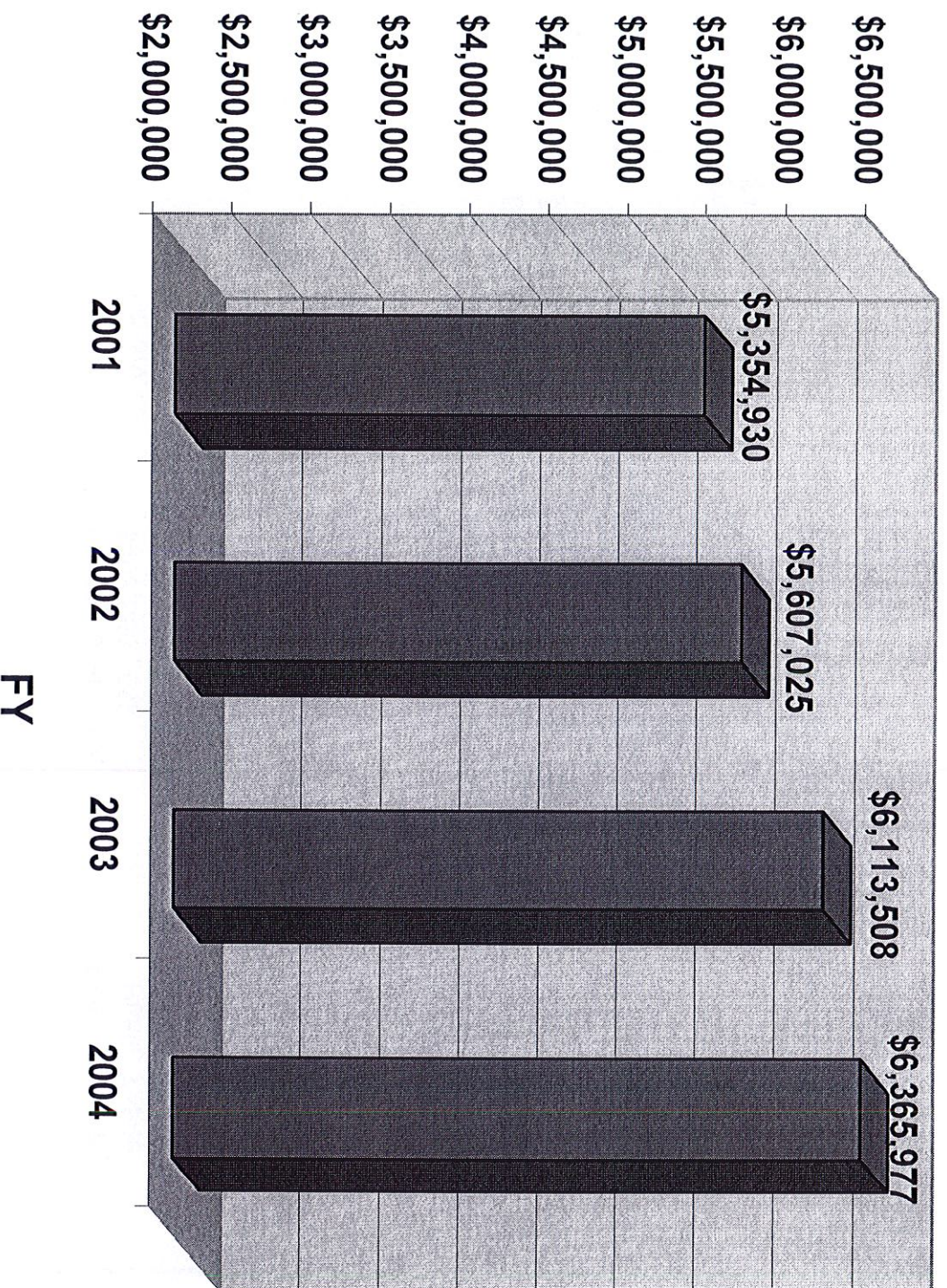


# Annual Municipal Budget



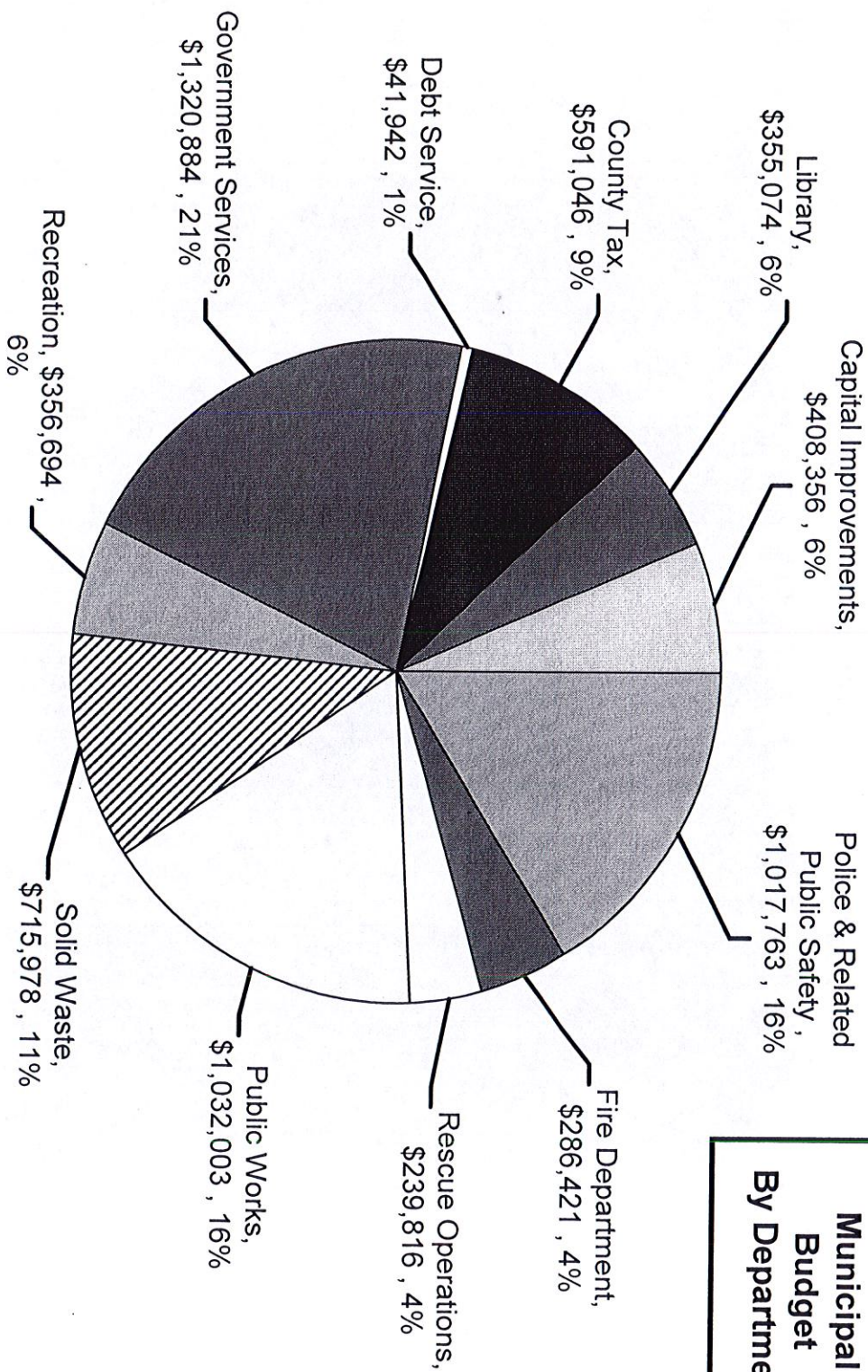


# Annual Municipal Budget



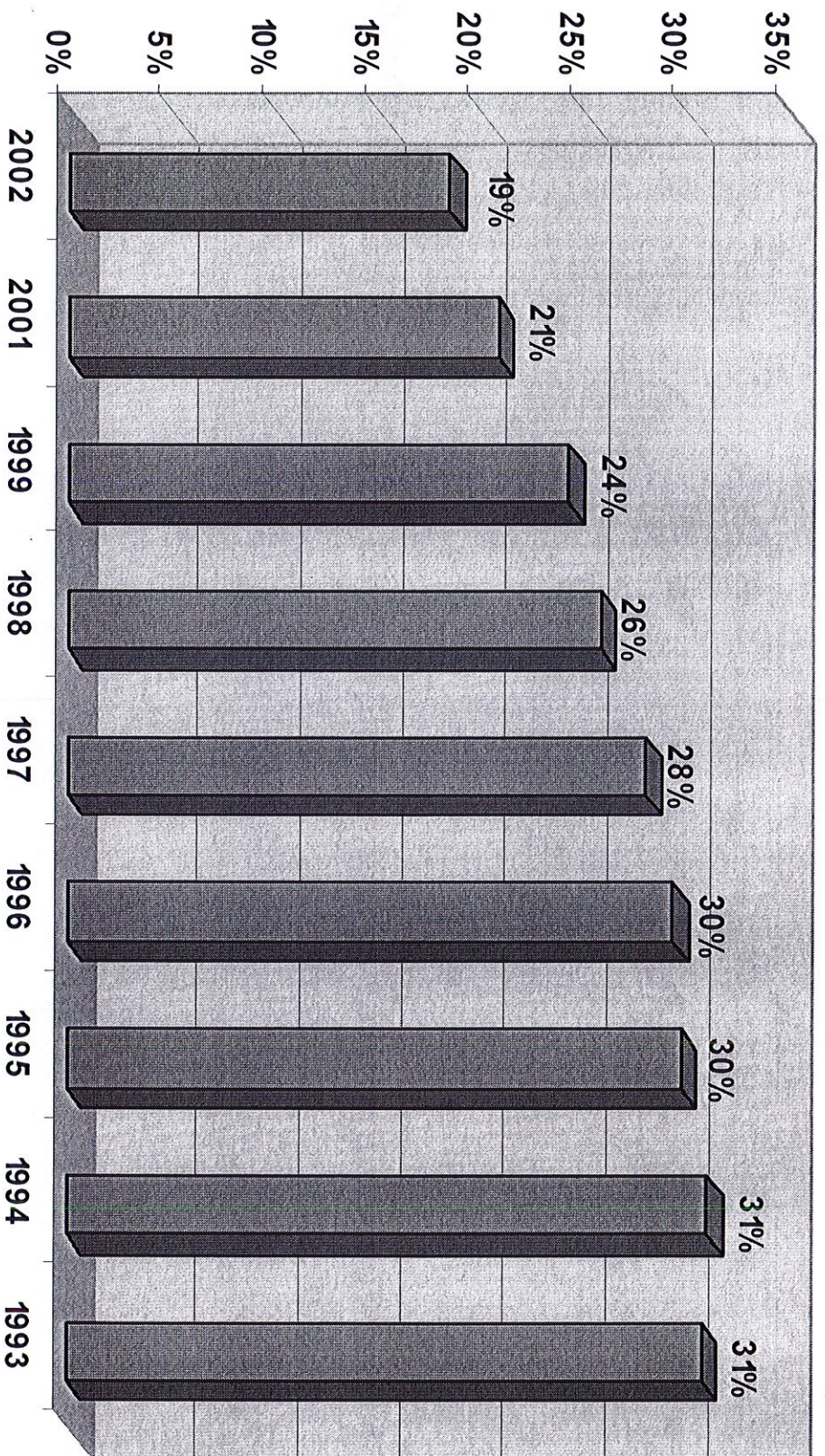


**2003-2004  
Municipal  
Budget  
By Department**





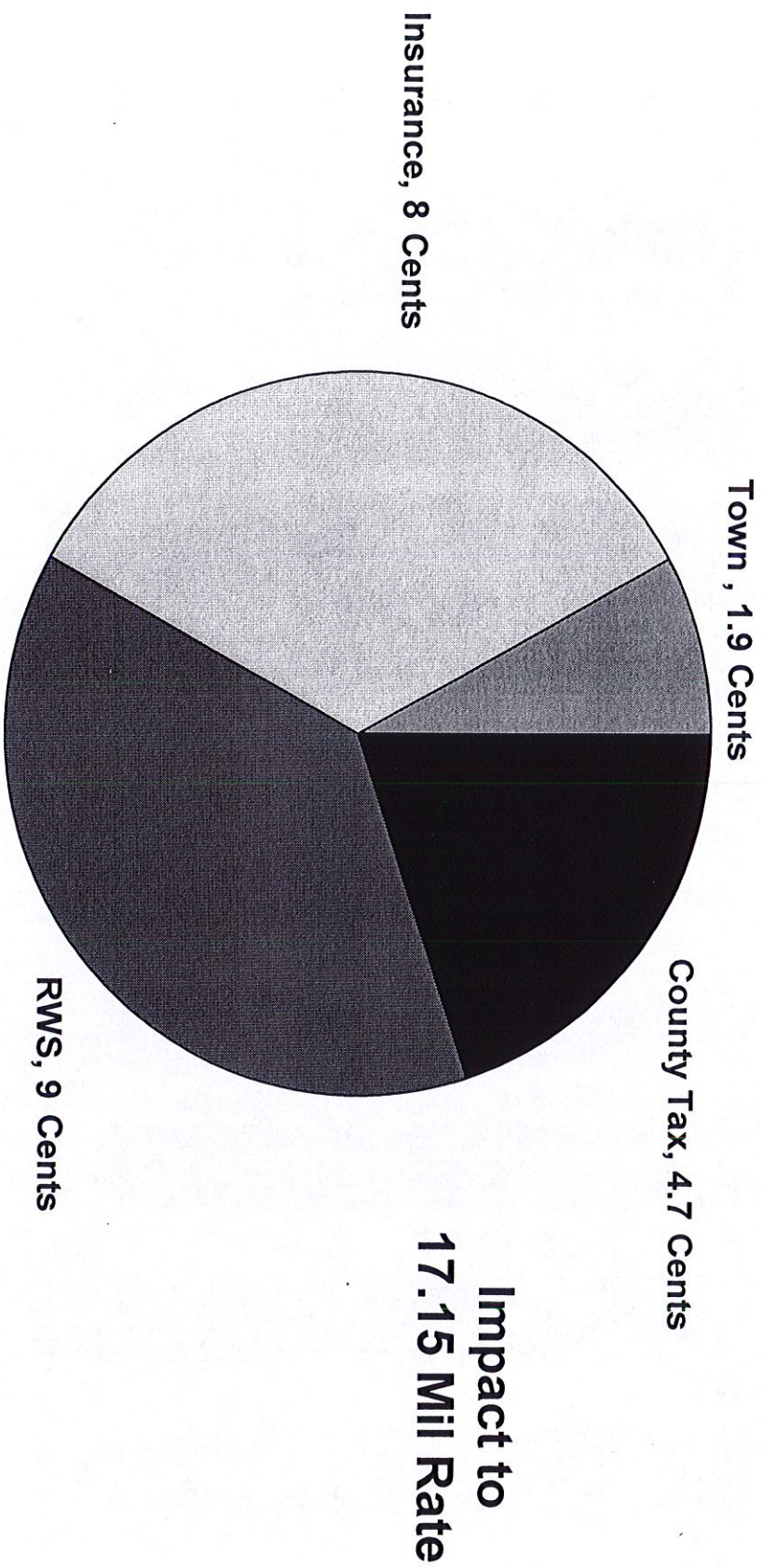
# Municipal Budget Impact as a Percent of Mii Rate



1993 Population 6,030  
 2003 Population 7,159  
 Percentage Increase 19%



# 2003-2004 Budget Increases





<b>Previous Budget 2002-2003</b>	<b>\$ 6,113,508</b>
<b>Municipal Budget 2004</b>	<b>\$ 6,365,977</b>
<b>Increase of</b>	<b>\$ 252,469 (4.13%)</b>

## **Non Discretionary Spending Increases**

County Tax	\$ 38,826	Total Increases	\$252,469
RWS	\$ 73,600	Non Discretionary	<u>\$178,262</u>
Health Insurance	\$ 45,478		\$ 74,207
Liability- Worker's Comp	<u>\$ 20,358</u>	Pay Increases 2%	<u>\$ 54,000</u>
Total Non Discretionary	\$178,262	Non Salary	\$ 20,207
		or	00.33 %

Mil Rate 2002-2004	\$17.150
Town Increases	\$00.236
School	<u>\$00.640</u>
<b>New Mill Rate</b>	<b>\$18.026 or 4.9 %</b>

# Impact on My Taxes

Projected Mil Rate:

Mil Rate 2002-2003

\$ 17.1500

Total Increase

\$ 00.8760

Projected Mil Rate 2003-2004

\$ 18.0260

Home Valued at \$150,000

\$2,704

\$134 4.96%

\$250,000

\$4,507

\$220

\$350,000

\$6,309

\$307



**ITEM**

**01- 052**



**ITEM**

**01- 053**



**ITEM**

**01- 054**



**ITEM**

**01- 055**





# TOWN OF CUMBERLAND, MAINE

290 Tuttle Road

Cumberland Center, Maine 04021-9321

Telephone (207) 829-5559 • Fax (207) 829-2214

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## Memorandum

**To:** Town Council  
**From:** William R. Shane, Town Manager *WR*  
**Date:** May 27, 2003  
**Re:** RWS Bonds

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As frustrating as this may seem, the RWS Board voted to issue these Bonds at its April meeting. Ken has rendered his legal opinion and I am required to sign as Town Treasurer. Normally I would sign this and return it to Ken Cole, but I thought I'd give you a chance to vent any frustration you may have with the entire process to date and send a message that the Town of Cumberland is committed to a positive resolution of the current fiscal crisis at RWS and supports an internal audit as part of the search for a new manager.

I need to sign this document, there is no choice, but I wanted to have you vote to authorize the Treasurer to sign the Certificate on behalf of the Town of Cumberland for the Issuance of new Revenue Bonds at RWS.



Jensen Baird  
Gardner & Henry

WALTER E. WEBBER  
KENNETH M. COLE III  
NICHOLAS S. NADZO  
FRANK H. FRYE  
DAVID J. JONES  
MICHAEL A. NELSON  
RICHARD H. SPENCER, JR.  
ALAN R. ATKINS  
RONALD A. EPSTEIN  
WILLIAM H. DALE  
JOSEPH H. GROFF III  
F. BRUCE SLEEPER

DEBORAH M. MANN  
LESLIE E. LOWRY III  
PATRICIA MCDONOUGH DUNN  
MICHAEL J. QUINLAN  
R. LEE IVY  
FRANK K. N. CHOWDRY  
NATALIE L. BURNS  
SALLY J. DAGGETT  
BRENDAN P. RIELLY  
SUZANNE R. SCOTT  
ANGELA G. CROCKER

ATTORNEYS AT LAW  
TEN FREE STREET  
P.O. BOX 4510  
PORTLAND, MAINE 04112  
(207) 775-7271

TELECOPIER (207) 775-7935

[www.jbgh.com](http://www.jbgh.com)

M. DONALD GARDNER  
MERTON G. HENRY  
JAMES E. KAPLAN  
OF COUNSEL

RAYMOND E. JENSEN  
(1908-2002)  
KENNETH BAIRD  
(1914-1987)

YORK COUNTY  
OFFICE

11 MAIN STREET, SUITE 4  
KENNEBUNK, MAINE 04043  
(207) 985-4676  
TELECOPIER (207) 985-4932

May 19, 2003

William R. Shane, Town Manager  
Town of Cumberland  
290 Tuttle Road  
Cumberland, ME 04021

Re: ***RWS Revenue Bond Issuance***

Dear Bill:

As I am sure you are aware, Regional Waste Systems intends to issue \$6,765,000 worth of solid waste recovery system revenue bonds in late June. As a part of that issuance, each of the member municipalities is required to have their attorney update our prior opinions on your behalf in regard to the legality of these bonds. Enclosed herewith is a copy of what my proposed new opinion will be. I also enclose herewith a proposed Treasurer's Certificate which RWS is requesting be signed.

Would you please review these documents. If appropriate, please have the Town Treasurer sign the Certificate (note it is dated June 26—the bond closing date—so feel free to hold off until then if you desire) and return it to me and let me know if there are any issues with the new opinion that we are requested to issue on your behalf. If you have any questions with regard to the enclosed, please feel free to call me at your convenience.

Very truly yours,



Kenneth M. Cole III

KMC/ab  
Enclosures



# Jensen Baird Gardner & Henry

WALTER E. WEBBER  
KENNETH M. COLE III  
NICHOLAS S. NADZO  
FRANK H. FRYE  
DAVID J. JONES  
MICHAEL A. NELSON  
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## YORK COUNTY OFFICE

11 MAIN STREET, SUITE 4  
KENNEBUNK, MAINE 04043  
(207) 985-4676  
TELECOPIER (207) 985-4932

June 26, 2003

Regional Waste Systems, Inc.  
64 Blueberry Road  
Portland, ME 04112

U.S. Bank National Association, as Trustee  
One Federal Street, 3rd Floor  
Boston, MA 02210

Lehman Brothers  
399 Park Avenue  
New York, NY 10022

Updike Kelly & Spellacy, P.C.  
One State Street, Suite 2400  
Hartford, CT 06103

Ladies and Gentlemen:

We refer to our opinions, dated March 26, 1986, December 4, 1986, July 26, 1990, September 30, 1993, May 4, 1995 and October 8, 1998 (the "Prior Opinions") issued as counsel to the Town of Cumberland in connection with the issuance by Regional Waste Systems, Inc. ("RWS"), of its Solid Waste Resource Recovery System Revenue Bonds, Series A, B, C, D, E, F, G, K, M, N, O, P and Q (the "Prior Bonds"). Capitalized terms used herein shall have the respective meanings set forth in the Prior Opinions except as otherwise noted herein. We understand that with respect to the facts recited herein and in such Prior Opinions, RWS intends, on or about the date hereof, to issue its Series S Bonds in the principal amount of \$6,765,000 for the purpose of current refunding the principal amounts due on July 1, 2003 on its Series P Bonds, its Series Q Bonds, its Series N Bonds and its Series R Bonds (the Series R Bonds being the redesignation of the Series K, M and O Bonds). We further understand that U.S. Bank National Association is now the Trustee under the Trust Indenture, dated March 1, 1986, as amended and that Lehman Brothers is the Remarketing Agent for the variable rate bonds issued by RWS.

We hereby affirm our Prior Opinions, subject to the qualifications set forth herein, as if such Prior Opinions were delivered on and dated as of the date hereof and confirm that you may rely on such Prior Opinions to the same extent as if such Prior Opinions were addressed to you as of the date hereof subject, however, to the additional qualifications that in view of C & A Carbone, Inc. v. Clarkstown, 511 U.S. 383 (1994) and other decisions relating to the constitutionality of solid waste flow control laws and ordinances, no opinion is expressed as to the constitutionality under the Commerce Clause of the United States Constitution of the Solid Waste Flow Control Ordinance referenced in our Prior Opinions and the provision in the Waste Handling Agreement that requires adoption of such Ordinance or the ability of such Ordinance



Jensen Baird  
Gardner & Henry

May 1, 2003  
Page 2

and such provision of the Waste Handling Agreement to survive a claim that either such Ordinance or such provision violates the Commerce Clause of the United States Constitution.

Very truly yours,

JENSEN BAIRD GARDNER & HENRY

By: \_\_\_\_\_  
Kenneth M. Cole III



CERTIFICATE OF THE TOWN OF CUMBERLAND

The undersigned Town Treasurer of the Town of Cumberland, Maine (the "Town") certifies as follows:

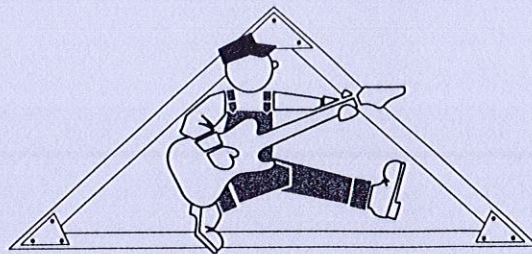
1. The RWS Interlocal Solid Waste Agreement dated November 14, 1984 between Regional Waste Systems, Inc. ("RWS") and the Town and the Waste Handling Agreement with RWS (dated May 1, 1985, as amended as of July 1, 1986) have been duly authorized by all necessary municipal action on the part of the Town, have been duly executed and delivered on behalf of the Town by the appropriate officials of the Town and are the legal, valid and binding contractual obligations of the Town enforceable upon the Town in accordance with their terms and are currently in full force and effect.

2. There is no action, suit or proceeding pending before or by any court against the Town which could reasonably be expected to materially adversely affect the performance by the Town of its obligations under the Interlocal Agreement or the Waste Handling Agreement, or which questions (a) the authorization, validity, binding effect or enforceability thereof, (b) any action taken or to be taken by the Town pursuant thereof or (c) any of the transactions of the Town contemplated thereby. The Town is not limited in any way in the amount or rate of taxation which it may levy in order to fulfill its obligations under the Waste Handling Agreement and the Interlocal Agreement.

Dated as of June 26, 2003

\_\_\_\_\_  
Town Treasurer





S P A L D E R O

May 28, 2003

William Shane, Town Manager  
Town of Cumberland  
290 Tuttle Rd.  
Cumberland, Me. 04021

Dear Mr. Shane;

It has come to our attention that current policy on the acceptance of private drives as public, Town maintained roads may change dramatically. All through Spaldero's approval process for the Flintlock Ridge subdivision such midstream reversal of policy has frustrated our efforts to follow prescribed guide lines of development.

At the time of the approval process for Flintlock, the prevailing precedent was as long as a road was built to the subdivision ordinance standards it would be accepted by the Town as a public street. Considerable attention was given to road construction by the planning board and the approved design was dictated by the Town itself. Spaldero has not submitted Flintlock Drive for The Town's consideration yet because of a mutual agreement on the timing of final paving of the road. Most of the houses were to be built before the final coat to minimize damage to the road during home construction- a common practice in subdivision development.

We hope that the Town will take this into consideration if and when it moves to change it's road acceptance policy. The Town already has accepted partial maintenance of the road (plowing, trash and mail service). There are several tax paying residences on the road and all the remaining lots are under reservation. The building out of the subdivision will take place in the near future. We are appealing to the Town to honor the intended process with regard to accepting the road. If another course is preferred, we would like to be assured that our road will be accepted as originally intended.

Sincerely,

Matt Spaulding

Bob Rasero

The Spaldero Co., LLC



#	Date Received	Time Received	Type	Subdivision Name	Last	First	Map	Lot	Street	Issued	Time	Accept by Date	Bldg Appl Due	Building Permit	Date Issued
1			Habitat												
2	01/03/03	11:30 AM	Island		Todd	Andrew	101	13	Cottage Road	01/27/03	11:53 AM	02/27/03	04/27/03	03-030	04/01/03
1	02/14/03	8:56 AM	Island		Legg	Ben & Kyle	107	27	Jupiter Lodge	02/24/03	10:31 AM	03/24/03	05/24/03	03-021	02/24/03
2	02/14/03	4:10 PM	Island		Hunter	John Samuel	104	118	Hamilton Hotl	05/27/03	11:35 AM	06/27/03			
3	05/14/03	12:11 PM	Island		Horner	David	103	10C	North Road	05/27/03	11:39 AM	06/27/03			
4	05/19/03	8:00 AM	Non-subdiv		Jensen	Richard & Carol	U16	6	Range Road	01/23/03	3:36 PM	02/23/03	04/23/03	03-010	01/27/03
1	01/10/03	8:00 AM	Non-subdiv		Jensen	Richard & Carol	U16	6	Range Road	01/23/03	3:37 PM	02/23/03	04/23/03	03-009	01/24/03
2	01/10/03	2:45 PM	Non-subdiv		McBrierty	Christian & Allisc	U18	3	Lower Methoc	01/23/03	5:43 PM	02/23/03	04/23/03	03-026	03/17/03
3	02/05/03	11:49 AM	Non-subdiv		Doane	Richard L.	R04	4A	Tuttle Road	03/17/03	11:23 AM	04/17/03	05/26/03	03-043	04/08/03
4	02/11/03	12:20 PM	Non-subdiv		Lee	Adam & Diana	R03	46A	Harris Road	02/26/03	2:25 PM	03/26/03	05/17/03		
5	02/11/03	2:10 PM	Non-subdiv		Thurston	William	R08	85	Astrd Drive	03/17/03	3:45 PM	04/17/03	06/17/03	99-157	03/26/03
6	02/27/03	11:32 AM	Non-subdiv		Cacoulidis	John	109	2	Hope Island	03/24/03	4:30 PM	04/24/03	06/24/03	97-148	03/26/03
7	02/26/03	11:32 AM	Non-subdiv		Cacoulidis	John	109	2	Hope Island	03/24/03	4:30 PM	05/22/03	07/22/03	03-051	04/22/03
8	02/26/03	11:32 AM	Non-subdiv		Dalton	William	R07C	16A	Wilson Road	04/22/03	1:10 PM	05/04/03	07/04/03	03-070	05/14/03
9	03/11/03	3:07 PM	Non-subdiv		Rawnsley	Mark	R03	21A	Harris Road	04/04/03	11:27 AM	05/18/03	07/18/03		
10	03/26/03	9:31 AM	Non-subdiv		Hilton	Brad & Bette	U12	7A	Blanchard Rd	04/18/03	12:30 PM	05/18/03			
11	03/28/03	11:14 AM	Non-subdiv		Wilson	Jeffrey	R07C	7	Mill Road	05/12/03	3:16 PM	06/12/03	08/12/03		
12	04/17/03	2:20 PM	Non-subdiv		Littelfield	Kristin & Stephe	R04	19A	Tuttle Road	05/12/03	3:37 PM	06/12/03	08/12/03	03-094	05/21/03
13	04/28/03	11:57 AM	Non-subdiv		Axelson	Stephanie	R06	17A	Greely Rd Ext	05/12/03	3:42 AM	06/12/03	08/12/03		
14	04/30/03	4:10 PM	Non-subdiv		Dunnett	Robin	U12	11	Treleaven Wa	05/12/03	3:48 AM	06/12/03	08/12/03		
15	05/09/03	11:20 AM	Non-subdiv												
16			Non-subdiv												
17			Non-subdiv												
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22			Non-subdiv												
1	02/20/03	11:40 AM	Subdivision	Fairmeadow	Stiles	Deborah	U14	136	Hedgerow Dr	03/10/03	8:48 AM	04/10/03	06/10/03	03-097	05/23/03
2	04/23/03	12:01 PM	Subdivision	Falmouth Cou Poulin		Christopher & Lo	R03A	23	Birkdale Roac	05/12/03	3:22 PM	06/12/03	08/12/03	03-079	05/16/03
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Town of Cumberland

Growth Permit Log  
Waiting List

05/27/2003

Year	#	Date Received	Time Received	Type	Subdivision Name	Last	First	Map	Lot	Street	Septic Design	Waiting Letter
2004	1	05/20/03	12:09 PM	Island		Marshall	Barbara	103	105	South Road	05/20/03	05/27/03



#	Date Received	Time Received	Type	Subdivision Name	Last	First	Map	Lot	Street	Issued	Time	Accept by Date	Bldg Appl Due	Building Permit	Date Issued
			Habitat												
1			Island												
2			Island												
3			Island												
4			Island												
1	03/13/02	9:10 AM	Non-subdiv	Orchard Hill Construction Inc			R02	26	189 Middle Rd	03/21/02	8:57 AM	04/21/02	06/21/02	02-030	03/21/02
2	03/28/02	1:17 PM	Non-subdiv	J. S. Wyse Builders Inc			U10	7F	Wyman Way	04/01/02	11:48 AM	05/01/02	07/01/02	02-041	04/09/02
3	04/01/02	12:05 PM	Non-subdiv	Verrill		Robert	R05	17A	Range Road	04/05/02	4:05 PM	05/05/02	07/05/02	02-148	07/29/02
4	04/17/02	10:42 AM	Non-subdiv	Stockholm		Eric	R05	13	23 Turkey Ln	04/22/02	9:05 AM	05/22/02	07/22/02	02-063	05/02/02
5	06/04/02	Not shown	Non-subdiv	Quinn		Rene	R06	15D	Laurel Lane	06/06/02	4:30 PM	07/06/02	09/06/02	02-118	06/11/02
6	06/11/02	10:52 AM	Non-subdiv	Home Construction & Finance Inc			R08	63D	Orchard Hill F	06/18/02	9:10 AM	07/18/02	09/18/02	02-132	07/02/02
7	06/28/02	8:19 AM	Non-subdiv	White		Ritchie & Karen	R02	34E	39 Greely Rd	07/01/02	1:35 PM	08/01/02	10/01/02	02-214	09/26/02
8	08/15/02	9:29 AM	Non-subdiv	O'Donovan		Dennis	U12	11D	Wasabi Way	08/22/02	11:36 AM	09/22/02	11/22/02	02-264	12/04/02
9	08/16/02	11:38 AM	Non-subdiv	Fischer		William	R08	47	139 Orchard	08/22/02	2:46 PM	10/17/02	12/17/02	03-003	01/08/03
10	09/03/02	8:49 AM	Non-subdiv	Woodbury		Frank	R05	43	163 Bruce Hill	09/17/02	1:35 PM	10/17/02	12/17/02	03-018	02/20/03
11	10/01/02	11:55 AM	Non-subdiv	Dodge, Julia & Hildreth, Malcolm			R04	22A	124 Greely Rd	10/02/02	10:16 AM	11/02/02	01/02/03	03-002	01/08/03
12	10/04/02	9:37 AM	Non-subdiv	Frank		Walter & Judith	R06	55C	Frankie Lane	10/07/02	5:34 PM	12/06/02	02/06/03	02-249	11/08/02
13	10/12/02	11:15 AM	Non-subdiv	Berube		Andrew	R05	28C	Ranger's Way	11/06/02	4:25 PM	12/12/02	02/12/03	02-263	12/02/02
14	10/29/02	8:30 AM	Non-subdiv	Andrews		Samuel & Sherai	U14	63	Val Halla Rd	11/12/02	4:27 PM	12/12/02	02/12/03	02-252	11/13/02
15	10/31/02	1:10 PM	Non-subdiv	Littlefield		Julia Crane	R01	16B	Island Pond R	11/12/02	4:47 PM	12/12/02	02/12/03	02-275	12/23/02
16	11/07/02	8:46 AM	Non-subdiv	Morgan		Karen	R08A	67A	Bruce Hill Rd	11/12/02					
17			Non-subdiv												
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21			Non-subdiv												
22			Non-subdiv												
1	08/01/02	2:50 PM	Subdivision	Longwood Me Philbrick		C. Leighton	R03	15C	15 Sunset Rd	08/22/02	8:31 AM	09/22/02	11/22/02	02-199	09/06/02
2	09/10/02	9:25 AM	Subdivision	Sunnyfield Fa Agren		Mats	U12A	8	43 Sunnyfield	09/17/02	3:20 PM	10/17/02	12/17/02	02-221	10/08/02
3	11/26/02	10:51 AM	Subdivision	Longwood Me Jordan		Joanne	R03	15D	23 Sunset Rd	12/14/02	4:04 PM	01/11/03	03/11/03	02-269	12/17/02
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22			Subdivision												



#	Date Received	Time Received	Type	Subdivision Name	Last	First	Map	Lot	Street	Issued	Time	Accept by Date	Bldg Appl Due	Building Permit	Date Issued
			Habitat												
1	07/23/01	8:49 AM	Island		Martin	John & Kimberly	104	9	South Road	07/23/01	1:22 PM	08/23/01	10/23/01	01-225	10/24/01
2	07/24/01	10:33 AM	Island		Thaxter	John C.	103	33	2 Walker Roal	07/24/01	3:18 PM	08/24/01	10/24/01	01-227	10/25/01
3	11/13/01	9:06 AM	Island	Merriam Point	Biber	Cynthia	104	142	East Shore Dr	11/15/01	11:07 AM	12/15/01	02/15/02	02-103	06/05/02
1	05/01/01	9:15 AM	Non-subdiv		Burr	Heather	R02	38	228 Middle Rd	07/02/01	12:50 PM	08/02/01	10/02/01	01-156	08/08/01
2	05/14/01	8:00 AM	Non-subdiv		Maher	Peter	U14B	16B	Shady Run Le	07/02/01	12:51 PM	08/02/01	10/02/01	01-128	07/10/01
3	05/23/01	8:00 AM	Non-subdiv		J. S. Wyse Builders Inc		R05	42B	Bruce Hill Rd	07/02/01	10:55 PM	08/02/01	10/02/01	01-119	07/03/01
4	05/23/01	4:05 PM	Non-subdiv		Latumiere	Mary	U10	1B	Amanda's Wa	07/02/01	12:57 PM	08/02/01	10/02/01	01-182	09/07/01
5	05/25/01	8:36 PM	Non-subdiv		Maloney-Kelly	Theresa A.	R07	72D	Maloney Ridg	07/02/01	1:20 PM	08/02/01	10/02/01	01-149	07/26/01
6	06/06/01	3:13 PM	Non-subdiv		Morrison	Roland	R08A	7B	1 Lupine Lane	07/02/01	1:21 PM	08/02/01	10/02/01	01-145	07/23/01
7	06/07/01	8:00 AM	Non-subdiv		Steele	Holly	110	6	Steve Island	07/02/01	1:00 PM	08/02/01	10/02/01	01-195	09/14/01
8	06/22/01	9:01 AM	Non-subdiv		Noel	Kathleen M.	R07	14	112 Mill Road	07/02/01	1:23 PM	08/02/01	10/02/01	01-226	10/25/01
9	07/18/01	10:55 AM	Non-subdiv		Machesney	Nancy	R04A	10	56 Greely Rd	07/23/01	1:11 PM	08/23/01	10/23/01	01-256	12/05/01
10	07/19/01	9:21 AM	Non-subdiv		McCauley	Richard	U10	1A	Amanda's Wa	07/23/01	1:17 PM	08/23/01	10/23/01	01-209	10/04/01
11	08/20/01	10:44 AM	Non-subdiv		Chase	John F.	R07	93D	Blanchard Rd	08/27/01	9:05 AM	09/27/01	11/27/01	01-241	11/15/01
12	09/13/01	11:30 AM	Non-subdiv		Moody	John	R07	10A	216 Blanchard	09/25/01	4:55 PM	10/25/01	12/25/01	01-242	11/15/01
13	11/09/01	10:15 AM	Non-subdiv		Tenson	Scott	R08	63	Intimidator Le	11/15/01	10:59 AM	12/15/01	02/15/02	01-261	12/17/01
14	12/10/01	9:21 AM	Non-subdiv		Copp	Jerald Jr.	R07	64D	30 Blackstrap	12/17/01	11:31 AM	01/17/02	03/17/02	01-261	12/17/01
15	12/28/01	10:55 AM	Non-subdiv		Pulkinen	Norma C.	U11A	21A	325 Tuttle Rd	12/31/01	4:11 PM	01/31/02	03/31/02	02-012	02/07/02
16			Non-subdiv												
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20			Non-subdiv												
21			Non-subdiv												
22	11/07/01	4:46 PM	Subdivision	Valley Road	Hildreth & White		R08A	15F	24 Homestea	11/27/01	9:53 AM	12/27/01	02/27/02	01-254	12/04/01
1			Subdivision												
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19			Subdivision												
20			Subdivision												
21			Subdivision												
22			Subdivision												



Town of Cumberland

## Growth Permit Log

10/18/2001

#	Date Received	Time Received	Type	Subdivision Name	Last	First	Map	Lot	Street	Issued	Time	Accept by Date	Bldg Appl Due	Building Permit	Date Issued
			Habitat												
1	07/17/00	3:42 PM	Island	Division Short	Minor	Paul	107	65	Bar Point Rd	07/20/00	11:20 AM	08/20/00	10/20/00	00-280	10/19/00
2	07/19/00	1:00 PM	Island	Division Point	Richards	Paul & Kathleen	107	55	Bluff Head Rc	07/20/00	11:30 AM	08/20/00	10/20/00	00-279	10/19/00
3	07/19/00	4:43 PM	Island		Dayton	Robert & Joan	101	21 A	646 South Rc	07/20/00	11:35 AM	08/20/00	10/20/00	00-239	08/23/00
4	09/12/00	3:11 PM	Island		Rugh	Aaron	106	8 A	North Road	04/06/01	11:45 AM	05/06/01	07/05/01	01-132	07/03/01
5	08/01/00	3:02 PM	Island		Bisharat	Leila and Suhail	103	106	South Road	04/12/01	11:45 AM	05/12/01	07/12/01	01-123	07/03/01
6	08/14/00	1:35 PM	Island		Hunt	Robert & Winter,	103	68 B	South Road	04/12/01	11:45 AM	05/12/01	07/12/01	01-122	07/03/01
7	09/11/00	8:08 AM	Island		Moulton	John	101	76	38 Proctor Dr	04/12/01	11:45 AM	05/12/01	07/12/01	01-105	06/21/01
8	09/12/00	3:46 PM	Island		Libby	Robert & Paula	104	90 C	West View Rc	05/03/01	10:25 AM	06/03/01	08/03/01	01-129	06/21/01
9	09/20/00	4:16 PM	Island		Wilson	David	104	90 D	Sunset Road	05/02/01	10:30 AM	06/02/01	08/02/01	01-104	06/21/01
10	10/18/00	12:16 AM	Island		Hall	Peter	102	12 A	12 South Roa	05/03/01	10:35 AM	06/03/01	09/04/01	01-115	06/29/01
11	11/29/00	1:18 PM	Island		Boisvert	Richard & Paige	103	130 B	North Road	06/04/01	8:46 AM	07/04/01	09/04/01	01-115	06/29/01
12	01/09/01	3:49 PM	Island		Crosby	Russell & Sala, M	101	15	Cottage Road	06/04/01	8:55 AM	07/04/01	09/04/01	01-188	09/04/01
13	06/27/01	12:25 PM	Island		Rich	Patricia	106	7	Littlefield Roa	06/27/01	12:28 PM	07/27/01	09/27/01	01-212	09/27/01
1	07/12/00	9:15 AM	Non-subdiv		Seekins	Norma	R06	49	Blanchard Rd	07/17/00	3:50 PM	08/17/00	10/17/00	00-267	09/29/00
2	07/14/00	9:10 AM	Non-subdiv		Cyr	Mary	R07	72 B	Maloneys Rid	07/17/00	4:25 PM	08/17/00	10/17/00	00-278	10/15/00
3	07/25/00	2:20 PM	Non-subdiv		Shanley	Fran	R03	41	43 Harris Roa	07/27/00	9:10 AM	08/27/00	10/27/00	00-276	10/17/00
4	08/22/00	1:09 PM	Non-subdiv		Grover	Ben	U10	9 F	Strawberry R	09/14/00	4:50 PM	10/14/00	12/14/00	00-246	09/18/00
5	09/06/00	1:07 PM	Non-subdiv		Boyle	William	R08	64 A	26 Orchard R	09/20/00	3:55 PM	10/20/00	12/20/00	00-314	12/12/00
6	09/15/00	10:19 AM	Non-subdiv		Lalumiere	Mary	U14	62 C	36 Val Halla F	09/22/00	10:50 AM	10/22/00	12/22/00	00-317	12/20/00
7	09/27/00	1:52 PM	Non-subdiv		Maloney	Timothy	R07	73 C	Maloneys Rid	09/29/00	10:03 AM	10/29/00	12/29/00	00-285	11/30/00
8	09/28/00	4:41 PM	Non-subdiv		Verrill	Scott	U12	7 C	47 Blanchard	10/20/00	11:57 AM	11/20/00	01/20/01	01-010	01/18/01
9	09/28/00	4:42 PM	Non-subdiv		Verrill	Scott	U12	7 B	47 Blanchard	10/20/00	11:58 AM	11/20/00	01/20/01	01-011	01/18/01
10	10/12/00	11:34 AM	Non-subdiv		Patton	Harry & Deborah	R04	20 A	8 Farms Edge	10/25/00	8:30 PM	11/25/00	01/25/01	00-290	11/06/00
11	11/15/00	8:13 AM	Non-subdiv		Brooks	Roger & Elizabet	R06	18 D	Greely Road	11/16/00	4:58 PM	12/16/00	02/16/01	00-313	12/12/00
12	11/15/00	1:35 PM	Non-subdiv		Thompson	Peter & Kathy	U17	4 F	23 Old Farm	11/16/00	5:02 PM	12/16/00	02/16/01	01-004	02/20/01
13	11/16/00	2:25 AM	Non-subdiv		Peterson	Richard	R07	92 D	108 Mill Road	11/21/00	11:39 AM	12/21/00	02/21/01	01-005	01/10/01
14	11/16/00	5:11 PM	Non-subdiv		Peterson	Richard	R08	12	Pleasant Valle	11/21/00	12:01 PM	12/21/00	02/21/01	01-004	02/20/01
15	11/21/00	8:35 AM	Non-subdiv		Jordan	Joanne	U14	8 B	23 Sawyer La	11/21/00	1:13 PM	12/21/00	02/21/01	01-002	03/09/01
16	11/29/00	3:18 PM	Non-subdiv		Price	James H.	R03	23 A	Andrea Wey	12/11/00	11:24 AM	01/11/01	03/11/01	01-022	03/09/01
17	12/04/00	8:11 AM	Non-subdiv		Lalumiere	Scott	U12	11 A	Trelaeven Wa	12/12/00	1:18 PM	01/12/01	03/12/01	01-001	01/03/01
18	12/26/00	9:30 AM	Non-subdiv		Stiles	W & Bickford, J	R05	35	Alder Way	12/27/00	4:00 PM	01/27/01	03/27/01	01-028	03/26/01
19	01/02/01	10:58 AM	Non-subdiv		Carley	Kevin	U12	11 B	16 Trelaeven	01/04/01	9:03 AM	02/04/01	04/04/01	01-014	01/30/01
20	03/16/01	10:28 AM	Non-subdiv		Stratton	Gene	R07	57	Tinker Lane	03/28/01	4:15 PM	04/28/01	06/28/01	01-030	04/12/01
21	04/17/01	3:13 PM	Non-subdiv		Neuens	Gregory & Devin	U19B	22A	Mill Road	06/01/01	11:27 AM	07/01/01	09/01/01	01-200	09/01/01
22	04/19/01	2:45 PM	Non-subdiv		Dalgie	Jeffrey	R02 B	1	Tuttle Road	06/27/01	10:36 AM	07/27/01	09/27/01	01-110	06/27/01
1	07/05/00	10:53 AM	Subdivision	Sunnyfield Fa	Sawchuck	Peter & Ann	U12 A	6	Sunnyfield La	07/07/00	9:30 AM	08/07/00	10/07/00	00-206	07/17/00
2	08/03/00	12:22 PM	Subdivision	Falmouth Cou	Rackowski	David T.	R05 B	8	27 Hazeltine	08/09/00	10:05 AM	09/09/00	11/09/00	00-257	09/27/00
3	11/01/00	12:17 PM	Subdivision	Valley Road C	Hildreth & White		R08 A	15 C	42 Valley Roe	11/08/00	11:46 AM	12/08/00	02/08/01	00-299	11/14/00
4	11/30/00	2:46 PM	Subdivision	Idlewood	Gallati	W. David	R05 C	20	418 Range Rd	12/13/00	10:19 AM	01/13/01	03/13/01	01-012	01/18/01
5	01/10/01	2:53 PM	Subdivision	Schooner Rid	Carriere	Norella	R02 A	34	282 Foreside	01/16/01	12:59 PM	02/16/01	04/16/01	01-024	03/26/01
6	03/15/01	9:42 AM	Subdivision	Falmouth Cou	Bauer and Gilman		R03 A	24	22 Muirfield F	03/15/01	2:45 AM	04/15/01	06/14/01	01-082	05/29/01
7	03/19/01	8:41 AM	Subdivision	Greely Pines	Ingraham	Curtis & Elaine	R02 A	35	55 Greely Roa	03/26/01	1:48 PM	04/26/01	06/25/01	01-075	05/23/01
8	06/27/01	1:34 PM	Subdivision	Idlewood	Sledjeski	Lee & Elizabeth	R05 C	6	58 Idlewood	06/28/01	11:30 AM	07/28/01	09/28/01	01-194	09/14/01
9															
10															
11															
12															



#	Date	Time	Type	Subdivision	Last	First	Map	Lot	Street	Issued	Time	Status
07/03/00	11:50 AM	Non-subdiv		Morrison	Roland	R08 A	7 B	225 Blanchard Road	07/07/00	9:25 AM	Building permit expired	
09/08/00	11:32 AM	Island		Marshall	Barbara	103	105	South Road	04/12/01	11:45 AM	Growth permit expired	
09/19/00	3:16 PM	Non-subdiv		Dunnett	Robin	U12	11	Treleaven Way	09/28/00	6:10 PM	Growth permit expired	
09/21/00	4:32 PM	Island		Rich	Patricia	106	7	Littlefield Road	05/03/01	10:30 AM	Growth permit not accepted	
11/09/00	12:51 PM	Island		Habertur	Robert &	103	107 B	South Road	05/03/01	10:40 AM	Declined growth permit	
11/21/00	1:58 PM	Non-subdiv		Meoli	Richard	R03	15	45 Longwoods Road	11/21/00	2:02 PM	Growth permit expired	
12/07/00	4:35 PM	Non-subdiv		Stockholm	Benedict	R05	13	Turkey Lane	N/A	N/A	Withdrawn by applicant	
01/09/01	3:50 PM	Island		Crosby	Russell &	101	15	Cottage Road	06/04/01	8:55 AM	Decided not to apply for building permit	
01/09/01	4:49 PM	Island		Butters	Charles	101	11A	Cottage Road	06/04/01	9:01 AM	Declined growth permit	
01/19/01	9:21 AM	Island		West	Susan	104	29 A	Buxhill Blvd	06/04/01	9:11 AM	Declined growth permit	
03/16/01	9:16 AM	Non-subdiv		Meoli	Richard	R03	15	45 Longwoods Road	03/19/01	9:15 AM	Growth permit expired	
05/15/01	4:30 PM	Non-subdiv		Doane	Jeffrey	U10	7C	Wyman Way	07/02/01	12:52 PM	Growth permit not accepted	
05/22/01	11:53 AM	Non-subdiv		Minott	Marshall	R06	18	Greely Rd Ext	07/02/01	12:54 PM	Growth permit expired	
07/10/01	11:19 AM	Non-subdiv		Chase	Susan	U12	11D	31 Wasabi Way	07/10/01	3:19 PM	Growth permit not accepted	
07/13/01	11:36 AM	Non-subdiv		Terison	Scott	R08	63	Intimidator Lane	07/17/01	8:06 AM	Decided not to apply for building permit	
07/27/01	8:35 AM	Non-subdiv		Verrill	Scott R.	U16	7A	Rt 100/Range Rd	08/06/01	8:34 AM	Growth permit expired	
08/10/01	10:05 AM	Island		Merriam Poi	Biber	104	142	East Shore Dr	08/15/01	8:20 AM	Reapplied for growth permit	
08/10/01	11:05 AM	Non-subdiv		J. S. Wyse	Builders Jr	U10	7C	Wyman Way	08/15/01	8:29 AM	Growth permit expired	
08/24/01	9:47 AM	Non-subdiv		Gove	David & L	U12	2B	Porcupine Ridge	08/27/01	9:12 AM	Decided not to apply for building permit	
11/15/01	12:17 PM	Island		Ericson, Daniel &	Fris	106	30C	Spruce Point View Rd	01/03/02	5:33 PM	Growth permit expired	
11/15/01	3:49 PM	Non-subdiv		Pulkinen	Norma C.	U11A	21	Tuttle Road	11/19/01	11:22 AM	Growth permit not accepted	
11/16/01	9:43 AM	Non-subdiv		J. S. Wyse	Builders Jr	U10	7F	Wyman Way	11/19/01	11:31 AM	Growth permit not accepted	
11/21/01	9:35 AM	Non-subdiv		Storey	Philip A.	R1	38B	Middle Road	11/27/01	11:08 AM	Growth permit expired	
08/19/02	9:14 AM	Non-subdiv		Littlefield	Julia Cran	R01	16B	Island Pond Road	08/27/02	4:29 PM	Growth permit expired	
12/05/02	8:19 AM	Non-subdiv		Axelsson	Stephanie	R06	17A	Greely Rd Ext	12/18/02	11:54 AM	Growth permit expired	



# CUMBERLAND FIRE & RESCUE CALLS FOR THE WEEK OF

21-May-03 To 27-May-03

The Cumberland Rescue Responded to 12 Calls

3 No Transport  
5 Maine Medical Center  
4 Mercy Hospital  
1 Of These Calls Were to Assist Other Towns

The Cumberland Fire Department Responded to 14 Calls

<u>Date</u>	<u>Time</u>	<u>Address</u>	<u>Type of Incident</u>
5/21/03		1354 GREELY JR HIGH	FIRE ALARM
5/21/03		1513 MAIN ST @ JR HIGH	TRAFFIC ACCIDENT
5/21/03		1826 NORTH YARMOUTH STATION	DETAIL
5/22/03		1000 MAINE TURNPIKE MILE 58	TRAFFIC ACCIDENT
5/22/03		1222 3 PINE LN	ASSIST RESCUE
5/22/03		1804 10 SUMMIT TERRACE	GAS ALARM
5/23/03		1621 269 GRAY RD	ASSIST RESCUE
5/24/03		827 42 PINWOOD DR	OIL TANK LEAK INSIDE
5/24/03		2108 42 PINWOOD DR	SMOKE DETECTOR
5/26/03		835 MAIN ST	PARADE DETAIL
5/26/03		1235 27 MILL OR 16 MILL RIDGE	CHECK A PERMITTED BURN
5/26/03		1409 3 HIGHLAND AVE	LAMP POST SPARKING
5/27/03		1633 7 LAKESIDE DR	LOW HANGING WIRE
5/27/03		1703 GRAY RD	POSSIBLE VEHICLE FIRE

DURING THE TIME PERIOD OF 05-21-03  
 THRU 05-27-03 CUMBERLAND POLICE MADE  
 64 TRAFFIC STOPS ISSUING  
 4 VEHICLE DEFECTS  
 22 SUMMON ISSUED  
 8 FOR SPEEDING



# Land Acquisition Fund

06/02/03

Year	Revenue	Expense	Balance
1999	65,000 (Budget- Land Growth Capital Improvements)		65,000
2000	32,500 (Budget- Land Growth Capital Improvements)	2,039.58 (Sevee & Maher)	95,460.42
2000-2001	65,000 (Budget- Land Growth Capital Improvements)		160,460.42
2001-2002	22,234.84 (From Impact Fees)	30,600 (Doane Property Payment)	152,095.26
2002-2003	23,000 (Projected from Impact Fees)	29,325 (Doane Property Payment)	145,770.26
2003-2004	23,000 (Projected from Impact Fees)	28,050 (Doane Property Payment)	140,720.26
2004-2005	23,000 (Projected from Impact Fees)	26,775 (Doane Property Payment)	136,945.26



# **2003-2004 Budget Presentation**

- 1. Councilor Bill Stiles to Lead Discussion**
- 2. Overview or Budget past 4 Years**
- 3. Impact of Budget on Mil Rate Past 10 years  
19 % increase in population 12 % decrease in  
impact on mil rate**
- 4. Pie Chart of Budget**
- 5. Pie Chart by Dept. of Budget**
- 6. Break down of Budget**
- 7. Impact on My Taxes**
- 8. Questions & Answers**



TOWN OF CUMBERLAND  
PROPOSED FY2003 –2004 BUDGET

The Cumberland Town Council will conduct a Public Hearing and Adopt the Proposed FY2003-2004 Municipal Budget at 7:00 p.m. Monday, June 2, 2003 at the Cumberland Town Hall.

DEPARTMENT	FY2003 –2004 BUDGET \$
ADMIN/COUNCIL	346,276.00
ASSESSOR	115,624.00
TREAS/TX COLL	284,670.00
ENGINEER	15,000.00
LEGAL SERVICES	62,720.00
POLICE DEPT.	916,956.00
FIRE DEPT	286,421.00
RESCUE SERVICES	239,816.00
CODE ENFORCEMENT	95,723.00
CIV EMERG PREP	808.00
PUBLIC WORKS	1,032,003.00
WASTE DISPOSAL	715,978.00
RECREATION	356,694.00
PRINCE MEM LIBRARY	317,834.00
CHEB ISL LIBRARY	37,240.00
UNEMP. COMP. FUND	2,000.00
W CUMB REC BUILDING	9,960.00
BD OF REGISTRATION	1,766.00
ELECTIONS	9,341.00
BOARD OF APPEALS	2,499.00
PLANNING BOARD	66,765.00
COMMUNICATIONS COMM	55,021.00
CONSERVATION COMM	1,000.00
HARBOR/SHELLFISH	32,420.00
GENERAL ASSIST	16,971.00
HEALTH SERVICES	6,941.00
DEBT SERVICE	41,942.00
CEMETERY ASSOC	5,880.00
INSURANCE	142,817.00
INSECT CONTROL/TREE PLANT	2,000.00
PUBLIC EVENTS	490.00
FIRE HYDRANT CHARGES	47,000.00
STREET LIGHTING	38,000.00
CONTINGENT	35,000.00
ABATEMENTS	10,000.00
COUNTY TAX	591,046.00
CAPITAL IMPROVEMENTS	408,356.00
CANINE CONTROL	14,999.00
TOTAL	6,365,977.00

The FY2003– 2004 Proposed Municipal Budget stands at 6,365,977 which represents an increase of 252,469 or 4.13% over the previous budget. When reduced by new revenue of 56,627, the net budget increase is 3.2%. The tax impact of the proposed budget is 23.6 cents per 1,000. Of the 23.6 cents, 4.7 cents is attributable to the increase in the Cumberland County tax, 9 cents increase in Regional Waste Systems Assessment, and 8 cents increase in Insurance costs. 21.7 cents of the total 23.6 cents is attributable to costs outside of the Town's control.



# 2003-2004 Municipal Budget

Town Council  
Jeffrey Porter, Chairman

Donna Damon

Michael Savasuk

Mark Kuntz

William Stiles

Stephen Moriarty

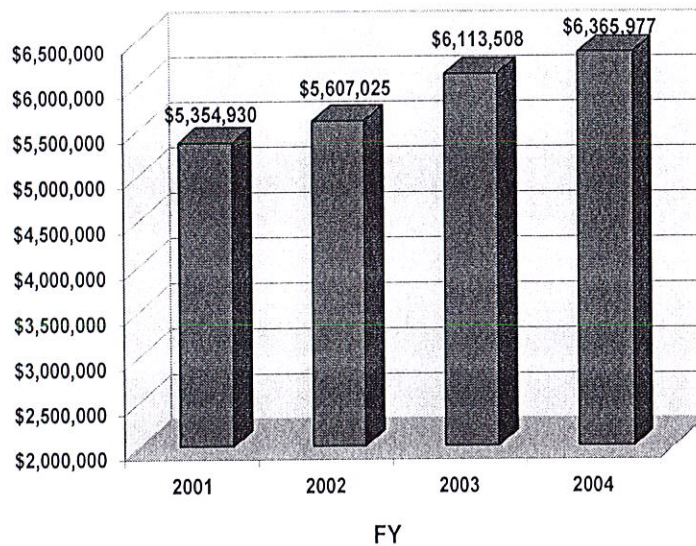
Harland Storey

June 2, 2003

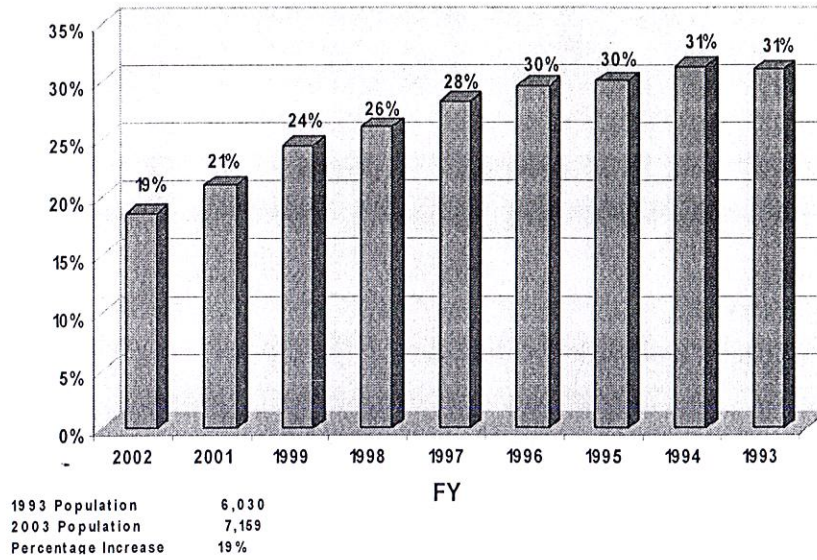
Council Chambers

Town Hall

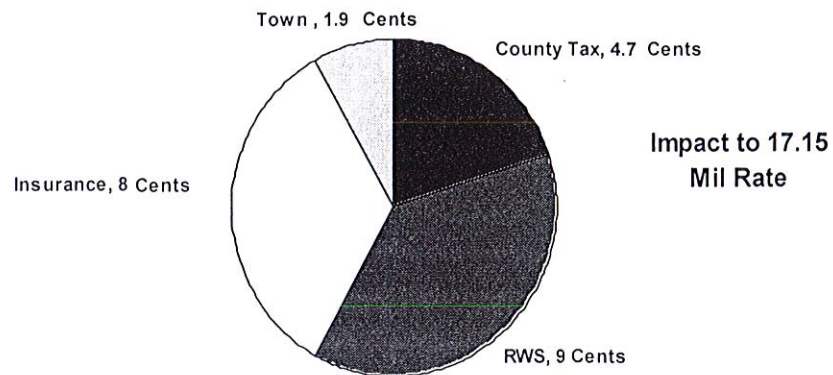
## Annual Municipal Budget



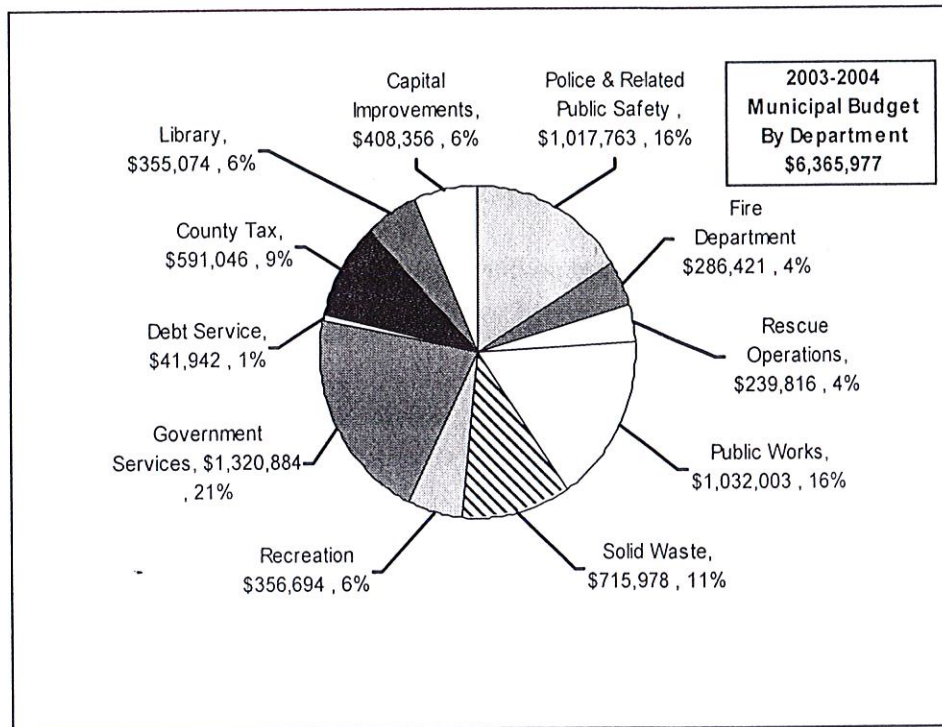
Municipal Budget Impact as a Percent of Mil Rate



2003-2004 Budget Increases







Previous Budget 2002-2003	\$ 6,113,508
Municipal Budget 2004	\$ 6,365,977
Increase of	\$ 252,469 (4.13%)

### Non Discretionary Spending Increases

County Tax	\$ 38,826	Total Increases	\$252,469
RWS	\$ 73,600	Non Discretionary	<u>\$178,262</u>
Health Insurance	\$ 45,478		\$ 74,207
Liability- Worker's Comp	<u>\$ 20,358</u>	Pay Increases 2%	<u>\$ 54,000</u>
Total Non Discretionary	\$178,262	Non Salary	\$ 20,207
		or	00.33 %

Mil Rate 2002-2004	\$17.150
Town Increases	\$00.236
School	<u>\$00.640</u>
New Mill Rate	\$18.026 or 4.9 %

## Impact on My Taxes

### Projected Mil Rate:

Mil Rate 2002-2003	\$ 17.1500
Total Increase	<u>00.8760</u>
Projected Mil Rate 2003-2004	\$ 18.0260

### Home Valued at

\$150,000	\$2,704	\$134	4.96%
\$250,000	\$4,507	\$220	
\$350,000	\$6,309	\$307	